

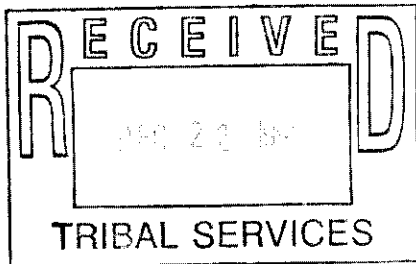
**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**

WHEREAS, Cyndy Harvey-Burnette, the Tribal Council Secretary, has prepared briefs for the Tribal Council meetings of October 12-14, and October 19, 1999, and has presented them to the Tribal Council this date for approval; and

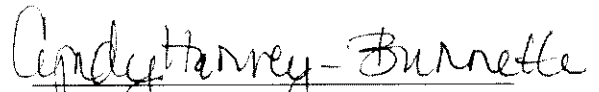
WHEREAS, after reading the briefs to the Tribal Council, the Tribal Council concludes that the briefs should be approved as presented with noted changes.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Tribal Council meeting briefs of October 12-14, and October 19, 1999, as presented with noted changes.

The foregoing resolution was on December 6, 1999, duly adopted by a vote of SEVEN 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), (s), (t) and (u) 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).




Chairman of the Tribal Council


Secretary of the Tribal Council

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Fire Mgmt. Preparedness Analysis study session
Hondah Convention Center
Tuesday, October 12, 1999

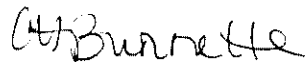
BRIEFS

1. The Fire Management Preparedness Analysis (FMPA) study session was called to order at 10:30 a.m. by Chairman Massey with a quorum present. Vice Chairman Endfield, Council Members Dehose and Janeway were absent. Dave Reinhold offered the invocation.
2. Ben Nuvamsa, BIA Supt., stated that the purpose of today's session is for the Council to learn more about the Bureau's computerized fire budget allocation system.
3. Dave Reinhold explained that objective is to inform Council of the budget process so they know direction of the fire program. They will also address Council's concerns as to FMPA's affects on Tribal Members, its affects on the number of people in fire and what funds are available in that organization.
4. Ken Butler explained FMPA and the FMPA process. He also presented presuppression budget information. Council were informed of correspondence which indicated agency perspective with Boise through Phoenix Area which was never responded to. BIA staff further stressed that they believed they were still in the negotiating stages regarding the budget and other issues, i.e., number of personnel and equipment, etc.
5. George Leech presented fire budget information for 1990-1999 presuppression which includes Initial Attack, Initial Attack Support, Hotshots, Prevention, Fuel Treatment and Prescribed Fire Support. Fiscal Year 2000 budget includes Initial Attack, Fuels Projects, Hotshots, Area Fire Funding, Prevention and Subsidiary Funding. Council were informed that positions will be converted to furlough positions so employees can receive benefits. It was advised to consider staff who have had training or college educations. Council stressed the involvement of Tribal Members in FMPA and to have their input in drafting of position descriptions as well.
6. The Tribal Council unanimously decided that the BIA FY 2000 fire management budget does not provide enough funding to meet 100% of the fire management needs within the Fort Apache Indian Reservation. Council further acknowledges that the FY 2000 BIA fire management budget will force tribal personnel to either lose their positions with the Bureau or to assume duties and positions for which they are currently not trained or prepared for.
7. Resolution No. 10-99-260 adopted to ensure that the natural resources within the Fort Apache Indian Reservation (F.A.I.R.) are protected from devastation and effects of a fire, funding for fire management within the reservation must provide 100% of the Tribe's fire management needs, must retain the current number of tribal employees and must also take action to include tribal employees in key management positions assigned to oversee development of the local FMPA and budget. Fort Apache Agency is directed to submit a complete and detailed list of

employees who will be affected by the Bureau's FMPA either through layoffs, terminations or reorganizations of duties and positions within the Bureau. The Bureau to prepare an updated FMPA for submission with the FY 2000, 2001, and 2002 budget that fully funds the Fire Management programs at the Fort Apache Agency. FMPA and budgeting processes for fire management within the F.A.I.R. must carefully and completely consider the indirect and cumulative effects of these activities on religious, cultural and historic values of the Tribe. Fort Apache Agency shall make every effort to employ the services of an independent consultant with expertise in the FMPA software program. The WMAT 2001-2010 Forest Management Plan shall fully incorporate the new FMPA process. The Council directs the Legal Department to draft and distribute letter to Mr. Jim Stires of NIFC and to the Tribe's congressional delegates, outlining the problems with FMPA and the new fire management budgeting process and requesting additional funding to meet the federal government's trust responsibility to the WMAT. Council Member Craig made the motion and the motion was seconded by Council Member Baha-Walker. The resolution passed with a vote of 6-0.

8. A discussion followed on impacts and Ben reviewed items referenced in the above resolution.
9. The meeting adjourned at 4:00 p.m.

Sincerely,



Cyndy Harvey-Burnette
Tribal Council Secretary

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Tribal Council meeting
Tribal Council Chambers
Wednesday, October 13, 1999

BRIEFS

1. The Council meeting was called to order by Chairman Massey at 9:25 a.m. Roll call was taken with all members of the Council present. Council Member Cody offered the invocation. Reading of Council meeting briefs was deferred until later.
2. Tribal Member Edmund Cosay informed Council of discrepancies in invoice amounts when his vehicle was repaired at Apache Enterprise. The Assistant Tribal Attorney, David Osterfield to draft letter to Apache Enterprise for clarification from Gerald Alsenay and Bill Amos.
3. Tribal Member Naomi Harrina had road concerns in her housing location. She was informed that this project is on the priority listing, in the meantime, Public Works will provide blading services.
4. Tribal Member Dallas Gregg informed Council of his Crown Dance group invitation to perform in Italy and requested a contract. The Assistant Tribal Attorney to provide this for Mr. Gregg.
5. Tribal Member Leo Thompson, Jr. and spouse, Stephanie requested a small business license to operate a full service hair and beauty salon. Resolution No. 10-99-249 adopted for approval of a small business license for Mr. & Mrs. Thompson. Council Member Cody made the motion and Council Member Clay seconded the motion. The resolution passed with a vote of 9-0.
6. Tribal Member Trudy Fall requested assistance with obtaining housing and informed Council of her complaint about the Housing Authority account administration procedures that caused her difficulty in qualifying for HUD housing. Resolution No. 10-99-250 adopted directing the Tribal Housing Authority to reevaluate its administration of housing accounts, report any problems or errors to the Tribal Council, and correct all errors which could wrongfully prevent qualified tribal members from receiving consideration for housing assistance. The motion was made by Council Member Dehose and seconded by Council Member Nez. The resolution passed with a vote of 9-0.
7. Tribal Member Velma Tessay requested employment for herself and her children. She was advised that Paul Kuehl, Fire Chief, will be informed of request on behalf of her son.
8. Tribal Member Naveen Dazen expressed concerns regarding pasture near Sunrise which was given to I.D. Herd. Comments on environmental and over grazing concerns were made. Dividing I.D. Herd and Agriculture was advised.
9. Tribal Members Ida Manuel, Genevieve Burnette, Nora Massey, Karen Moody and Magdalena Kenton requested an update on FMPA meeting. They were provided a review of FMPA and

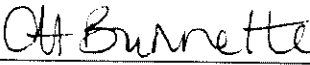
informed of the resolution that was passed at that meeting.

10. Tribal Member Ruthena Henry shared complaint regarding increased rent. She was advised that follow up will be provided by Victor Velasquez and Housing Chairperson Mariddie Craig.
11. Jon Cooley informed Council of award to the WMAT - 1999 Enviro-Capitalist Award - In Recognition of Entrepreneurial Success in Environmental Stewardship from the Political Economy Research Center. He also provided a brief update on the Elk hunt.
12. Tribal Member Cynthia Harrina-Vigil requested housing assistance. Resolution No. 10-99-251 adopted to locate emergency housing for Cynthia Harrina-Vigil and Barbara James. The motion was made by Council Member Baha-Walker and seconded by Council Member Declay. The resolution passed with a vote of 8-0.
13. Tribal Member Gertie Lupe addressed HIP Housing concern on behalf of Leonard Bonito. She was informed of the availability of ICW funds through Social Services for home rehabilitation. Mrs. Lupe also communicated concerns for unemployed family member, possibility of closure of church in McNary and Agriculture Enterprise not making any profits for the tribe. Mrs. Lupe further shared concerns regarding her position and decreased salary. She was advised that a meeting will be held to include herself, Chairman Massey, Controller and Human Resources Director.
14. Paul Julian, Attorney and Executive Director of Southern Arizona Legal Aid provided an update on the Legal Aid services and introduced Judge Michael Nelson of Apache County Superior Court. Judge Nelson commented on the lengthy working relationship with the WMAT. Discussion followed on the Public Defender position and the need for the services provided by this position.
15. Raymus Albert presented Land Board meeting minutes of August 27, 1999. Resolution No. 10-99-252 adopted for approval of the Land Board meeting minutes of August 27, 1999. The motion was made by Council Member Baha-Walker and seconded by Council Member Nez. The resolution passed with a vote of 9-0.
16. Omar Villa presented FATCO update - down time, sales, production levels and refueling system. He reported that Maria Classay is now aboard as the Assistant Manager for FATCO.
17. Becky Ethelbah, Pathways Coordinator, requested approval for publication of Pathways manuscript. The report examines dieting, weight perception, self-efficacy and their relationships to weight status and gender among American Indian elementary school children. Resolution No. 10-99-253 adopted for approval of Pathways manuscript. Council Member Dehose made the motion and the motion was seconded by Council Member Janeway. The resolution passed with a vote of 8-0.
18. Whiteriver Fire Chief Paul Kuehl provided an update on his department. The lack of cooperation between Whiteriver and Cibecue Fire Department was discussed and Mr. Kuehl

was advised to resolve this problem. Paul requested budget modification for additional full time firefighters positions, paid on call (POC) firefighters, required personal protective clothing and additional radios in the amount of \$231,908. This request to be forwarded to the Controller. Contributions from BIA, IHS, schools and HUD was suggested to assist in community fire protection. Resolution No. 10-99-254 adopted directing BIA Superintendent to assist the WMA Fire & Rescue Dept. in obtaining two Class A pumpers. Vice Chairman Endfield made the motion and Council Member Janeway seconded the motion. The resolution passed with a vote of 6-0.

19. Resolution No. 10-99-255 adopted directing WMA Housing Authority Director to provide assistance to the WMA Fire & Rescue Dept. and to obtain the necessary funding through HUD for one Class A pumper and housing for said pumper north of Whiteriver for the communities of North Fork, Diamond Creek, Cradleboard, Jurassic Park). Council Member Baha-Walker made the motion and the motion was seconded by Vice Chairman Endfield. The resolution passed with a vote of 7-0.
20. Resolution No. 10-99-256 adopted to direct the Human Resources Department to actively and thoroughly study incentive proposals for the WMA Fire & Rescue Dept. and to report to the Tribal Council in December, 1999 with their findings. The motion was made by Council Member Nez and seconded by Council Member Janeway. The resolution passed with a vote of 6-0.
21. The meeting recessed at 5:25 p.m.

Sincerely,



Cyndy Harvey-Burnette
Tribal Council Secretary

WHITE MOUNTAIN APACHE TRIBE
FORT APACHE INDIAN RESERVATION
TRIBAL COUNCIL MEETING
EXECUTIVE CONFERENCE ROOM
OCTOBER 14, 1999

1. The Tribal Council meeting was called to order by Chairman Massey at 9:50 a.m. with a quorum of the Council present.
2. John Welch, M.D., Historic Preservation Officer, presented Resolution No. 10-99-257 to hold a Foundation Board event to be held late spring or early summer of 2000. This event would be the reuniting of the community with Fort Apache. Councilmember Nez made the motion with a second by Councilmember Cody. The resolution passed with a vote of 9-0.
3. Resolution No. 10-99-258 adopted for the appointment of Judy Dehose to the Fort Apache Foundation Board. The motion was made by Councilmember Nez and seconded by Councilmember Janeway. The resolution passed with a vote of 8-0.
4. Ben Nuvamsa requested a one day seminar on Fort Apache. Dr. Welch stated that this will be scheduled in November.
5. Herbert Tate, Dist. IV Councilmember Report. Met with Jameison & Guitterez lobbyist group regarding road projects scheduled for the near future. Hwy 73 project moved up to spring '2000. The Canyon Day to Carrizo project to begin in 2003. Hwy 73 exchange with Hwy 473 requested in writing, this project to be done in five phases. Concern raised that if exchange is done, it would affect the TEA 21 funds and the repairs will be provided by BIA.
6. They expressed their concerns on the gaming compact issue and need of directive from the tribe regarding the compact. Requested a day to cover the area of Gaming. Will check with Tribal Council Secretary for scheduling. Councilmember Baha-Walker made motion to meet with James & Guitterez and Roger Leslie on the gaming compact.
7. FATCO - Discussion on incident which occurred at Council meeting yesterday. Councilmember Tate did not appreciate this treatment from this individual. Resolution No. 10-99-259 adopted to rescind resolution no. 08-98-196 and to transfer individual to the Chairman's office. The motion was made by Councilmember Tate with a second by Councilmember Craig. The resolution passed with a vote of 6-1-2 abstentions.
8. Discussion took place on Holyan's contract in regards to price of chip hauling. View points on this issue was voiced by Councilmembers. A request was made to help negotiate a rate for Mr. Lee based on his plan and the rate will be established as soon as his business plan is submitted. Request was made to give assistance to Mr. Lee by identifying resources for funding.

Tribal member business sites was discussed at this time.

Tribal member Jonathan Baylish expressed his concerns on the community building in Rainbow City community.

Fair & Rodeo - Recommended by Chairman Massey to close out the office in 10 days.

9. Ray Endfield & Joe Harvey - The issue of the resolution that was passed for ID to use the area near Sunrise for grazing was discussed. This request was no intended to be withheld from other livestock associations, it is a temporary set up and the land will be returned to Oak Creek next year. Overgrazing was a concern. ID cattle will be returned to ID within the next two weeks.

Financial status of each livestock association was reported. Number of total heads in each association was given. Tribal members are holding brands with no cattle. Total ID heads is 950. A grand total of 1,200 cattle were counted not including the cattle in the Black River area.

Issue of wild horses was also discussed. An outside consultant needed to handle this problem. Ferrel horses to be coordinated with Candy Lupe.

FARM - the alfalfa hay not planted due to lack of moisture. Other problem is the monsoon rains and flooding of fields. The fields are being plowed now. The eleven saddles that were brought previously have not been sold. \$300,000 is needed to get the farm back in operation. Barley was planted on 450 acres. Inventory is low with employees working 32 hours per week with two part time help. A request was made for a special meeting with the Farm. Leasing out the farm was a recommendation.

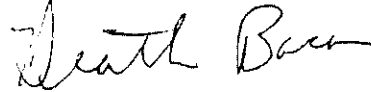
Discussion of Kinishba with possibility of a recreation area took place at this time. Equipment availability, lake proposal, digging of ditches, filling them and releasing for flooding the area would assist Tribal members in irrigating their lands.

The issues that were discussed should be clarified with a letter from Chairman Massey's office, as well as to Livestock and notification to the public through the Apache Scout. Council recommended that Joe Harvey continue to oversee the ID Ranch and Farm.

10. Holyan Lee Trucking Co. - presentation was given at this time by Holyan Lee. An in-depth discussion took place on his operations, employment of tribal members, his hauling cost of bark, shavings versus other having companies. Several tribal members spoke on his behalf regarding his trucking business. Main concern was the cost of his hauling.

11. Ben Nuvamsa BIA report - continuing resolution still in effect. 638 contracts are operating on carryover funds. A decrease in TPA funding with no new contracts including IHS. Fire Management budget was discussed at this time. Ben to work with Bob Neuman on getting a schedule of meetings and to prepare a letter on our position on this funding level. The budget is a two year cycle and hearing will take place on FY2001.
12. FATCO consultants - Richard McNielly, Chuck Thomas and Charlie Coffey presented their findings of the improvements needed at the large and small mills. The areas of concern expressed by these three were the boilers and dry kilns. A total cost of \$5,000 study to quantify for what the mill will be getting was presented.
13. The meeting recessed at 6:00 p.m.

Respectfully submitted,



Heather Bacon
(Acting) Tribal Council Secretary

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Tribal Council meeting w/Housing Board
Executive Conference Room
Tuesday, October 19, 1999

BRIEFS

1. The special Council meeting with Housing Authority was called to order at 3:30 p.m. by Chairman Massey with a quorum present. Vice Chairman Endfield, Council Members Nez, Janeway, Clay and Dehose were on travel. The invocation was offered by Council Member Craig. This was followed by introductions of all present.
2. John Weideman, Attorney, expressed appreciation to Council for their support of the Apache Dawn project. Mr. Weideman then presented the revised financing schedule and informed Council of possible visit by Andrew Cuomo, Secretary of Native American Programs under HUD and Jacqueline Johnson, Deputy Assistant for Native American Programs to Whiteriver to attend the bond pre-closing and closing in December. The Attorney read resolution of the Board of Commissioners of the White Mountain Apache Housing Authority and it was advised to change Sections 5 & 6 from Secretary of the Board to Board Chairperson to authorize the Board Chairperson, along with the Executive Director to sign and/or countersign the Bonds and to sign and attest the Authority Documents. The Board Chairperson Mariddie Craig called the Housing Board meeting to order and they took action on the changes in Sections 5 & 6.
3. George Albala of Kutak Rock reviewed bond documents and stated that these documents meet the requirements of the Housing Code and the Internal Revenue Code of 1986. He then read the bond resolution. Discussion followed on obligations of the Tribe and Housing Authority. Resolution No. 10-99-261 adopted for the Tribe to authorize the following: The issuance by the Authority of the Bonds in the aggregate principal amount not to exceed \$36,000,000 is hereby approved for all purposes under the Tribal Constitution, the Housing Code and the Code. The appropriate members of the Tribal Council are authorized and directed to do all such things to execute and deliver all such documents on behalf of the Tribe as may be desirable or necessary to effectuate the intent of this Resolution and the Resolution of the Authority in connection with the Bonds, including, without limitation, the Trust Indenture and the Bond Purchase Agreement. The motion was made by Council Member Baha-Walker and seconded by Council Member Craig. The resolution passed with a vote of 6-0.
4. Victor Velasquez provided Housing update. He informed Council of re-use of housing plans and specifications as requested by the tribe for the Apache Dawn Project.
5. Resolution No. 10-99-262 adopted for the approval of the Lease with the White Mountain Apache Housing Authority for the Apache Dawn Project. Council Member Cody made the motion and the motion was seconded by Council Member Declay. The resolution passed with a vote of 6-0.

6. Concerns from Council included stressing payment of homes as this affects future funding and the support for the Apache Dawn Project as it focuses on middle income families. The need for homes in Carrizo was also mentioned.
7. Council were reminded of the Native Vision golf tournament and who would be attending. BIA Administrative Manager informed Council of the continuing resolution until October 28, 1999. \$5.7 million was approved but no funds dispersed as yet. A request was made for a special Council meeting to address Gaming issues/concerns with Gary Husk and Alfredo Guterrez.
8. The meeting adjourned at 5:16 p.m.

Sincerely,



Cyndy Harvey-Burnette
Tribal Council Secretary