

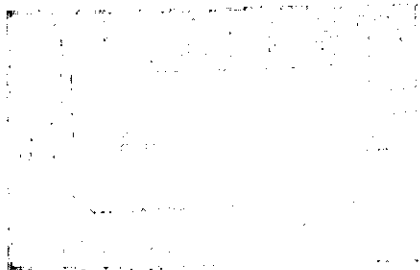
**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**

WHEREAS, the Tribal Council Secretary, Cyndy Harvey-Burnette, has prepared briefs of the Tribal Council meetings for December 18, 19 & 20, 2001 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 for December 18, 19 & 20, 2001, should be approved as presented.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Tribal Council meeting briefs for December 18, 19 & 20, 2001.

The foregoing resolution was on August 2, 2002, duly adopted by a vote of EIGHT 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).



Dallas Massey, Sr.
Chairman of the Tribal Council

Cyndy Harvey-Burnette
Secretary of the Tribal Council

White Mountain Apache Tribe
Fort Apache Indian Reservation
Tribal Council meeting
Hon-Dah Convention Center
Tuesday, December 18, 2001

COUNCIL MEETING BRIEFS

The meeting was called to order at 10:14 a.m. by Chairman Massey with a quorum of the Tribal Council present. Council Member Cruz was at a FATCO Board meeting. Council Member Baha-Walker offered the invocation. The water rights team-Bob Brauchli, Syliva Cates, Laurel Lacher, Mike Watson, George Hesse and David Osterfeld was present.

1. The water rights briefing was held from 10:18 a.m. to 3:45 p.m.
2. Michelle Austin, John Clark and Cathy Tate presented a financial update, including cash position for the last six months. Information on restricted funds and OTFM account balances was shared as well as operating cash flow for the year. The purpose for the Executive Orders was covered.
3. Discussion was held on allowing early check releases for December 21, 2001. Employees to be advised to budget their funds carefully and that no cash advances will be approved during this period.
4. Certain payroll deductions to be scheduled as usual to assist with accounts receivables.
5. Council travel was discussed. It was advised that travel funds are monitored on a monthly basis.
6. The meeting adjourned at 4:49 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

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White Mountain Apache Tribe
Fort Apache Indian Reservation
Council meeting/Council Chambers
Wednesday, December 19, 2001


COUNCIL MEETING BRIEFS

Chairman Massey called the meeting to order at 9:20 a.m. with all members of the Council present. The invocation was offered by Council Member Nez. The reading of meeting briefs was suspended until tomorrow.

1. Tribal member Phil Stago, Jr. requested a 13-day extension to obtain signatures for his petitions as he finally received them on December 17, 2001.
2. All members of the Council offered remarks regarding his request and Council Member Baha-Walker made the motion to approve his request with a second from Council Member Craig, but later Council Member Baha-Walker withdrew her motion in order to hear from the Election Commission.
3. Wilfred Henry and Mervin Skidmore shared their concerns regarding discrepancies in pay from Jaggo Logging. A regulation of all logging contracts was advised and to hear from the FATCO Board members tomorrow.
4. Resolution No. 12-2001-318 adopted to protect tribal member loggers who attend Council meetings to share their concerns. Motion: Council Member Lupe, 2nd-Vice Chairman Endfield. Vote: 10-0.
5. Genevieve Burnette offered her concerns on unfairness of sentences through the Tribal Court. She further shared information regarding her son Larold James. The Assistant Tribal Attorney, David Osterfeld, to look into this matter and report findings to Council.
6. The afternoon session continued with the following members of the Election Commission present: Anthony Cooley, Curtis Suttle, Shirley Dickens and Gladys Bencomo. Some Council members shared their concerns on the elections procedures and/or infractions they felt should be addressed.
7. Dale Goodman requested approval to sculpt a life size sculpture of a bronze horse and rider for placement in front of the museum at Fort Apache. He would welcome tribal members to assist him in this effort. Resolution No. 12-2001-318A adopted for Mr. Dale Goodman to meet with the Museum Director for purpose of seeking funds for sculpture. Motion: Council Member Clay, 2nd-Council Member Cody. Vote: 8-0-1 abstention.
8. Elesta Standing Bear again shared her concerns on the establishment of a Court of Appeals as soon as possible. She further shared comments on the court system. Resolution No. 12-2001-319 adopted that the Tribal Court expedite Elesta Standing Bear's case, priority given as she is in military service currently. Motion: Council Member Nez, 2nd-Council Member Lupe. Vote: 10-0.
9. Valetria Nozie requested reinstatement at Hondah Casino. Discussion followed on prior resolution passed on behalf of Bobbi Alchesay with same request. Ms. Nozie was cautioned to abstain from fighting on the job as there is a high level of unemployment locally. Resolution No. 12-2001-320 adopted for the

- reinstatement of Valetria Nozie to her position at Hondah Casino with back pay. Motion: Council Member Baha-Walker, 2nd-Council Member Cody. Vote: 6-0.
10. Phillip Stago, Jr., Raphael and Justin Williams all commented on granting the extension request to Mr. Stago.
 11. Lynelle Burnette requested reimbursement for medical insurance she paid for through payroll deductions. Ms. Burnette was advised that she is to meet with John Clark, Gwendena Real Bird and Jessica Hill tomorrow on this matter.
 12. Kenita Holden shared the problems she has experienced with the court system regarding her ex-spouse. Council Member Clay, Phil Steen, Alvino Hawkins and the Assistant Attorney to meet with Ms. Holden tomorrow. Ms. Holden also shared information on items lost by her uncle Leon Quintero through Housing Authority. She was advised to check with Housing and to return tomorrow with Leon.
 13. Willena Henry and spouse informed Council of their roofing problems. They were advised that supplies will be ordered tomorrow and for them to find reliable labor to repair the roof.
 14. Texter Nosie, Jr., on behalf of his mother, Rhodesia Harvey, requested back payment for her and he also shared supporting comments about her. Council Member Craig volunteered to look into this matter for him.
 15. John Welch, Historic Preservation Officer, presented the following five resolutions: Resolution No. 12-2001-321 adopted to authorize and endorse the establishment and operation of the *Intellectual Property and Research Review Committee*. Motion: Vice Chairman Endfield, 2nd-Council Member Cruz. Vote: 7-0.
 16. Resolution No. 12-2001-322 adopted to authorize and endorse the Heritage Program initiative to secure NPS Battlefield Protection Program. Motion: Vice Chairman Endfield, 2nd-Council Member Cruz. Vote: 7-0.
 17. Resolution No. 12-2001-323 adopted to authorize and endorse the Heritage Program to secure NPS NAGPRA Documentation grant. Motion: Vice Chairman Endfield, 2nd-Council Member Cruz. Vote: 7-0.
 18. Resolution No. 12-2001-324 adopted to authorize and endorse the Heritage Program initiative to secure NPS Historic Preservation Fund Grants Program funding in support of sponsorship for the Great Ndee Genealogy Contest. Motion: Vice Chairman Endfield, 2nd-Council Member Cruz. Vote: 7-0.
 19. Resolution No. 12-2001-325 adopted for approval to establish a collaborative relationship with Lafayette College focused on tribal member training and the provision of technical and material assistance to the Heritage Program. Motion: Vice Chairman Endfield, 2nd-Council Member Cruz. Vote: 7-0.
 20. The meeting recessed at 6:10 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

White Mountain Apache Tribe
Fort Apache Indian Reservation
Tribal Council meeting/Council Chambers
Thursday, December 20, 2001

COUNCIL MEETING BRIEFS

The continuation of the meeting was called to order by Chairman Massey at 9:50 a.m. Council Member Burnette offered the invocation. Council Member Lupe was absent and Council Member Cruz later joined the meeting.

1. Brenda Pusher-Begay, Environmental Manager, shared information on Keith Jone's work and presented the following resolution: Resolution No. 12-2001-326 adopted to approve the extension of Keith Jones contract. Motion: Council Member Craig, 2nd-Vice Chairman Endfield. Vote: 5-1.
2. William Malone, Air Quality Specialist, requested Chairman Massey's signature on letter to obtain information from tribal and non-tribal agencies within the Reservation to help establish the air quality priorities for the F.A.I.R. Resolution No. 12-2001-327 adopted to authorize the Chairman's signature on a letter of introduction and authorization for release of sensitive information from tribal and non-tribal agencies within the Reservation for use by the WMAT Air Quality Program. Motion: Council Member Clay, 2nd-Vice Chairman Endfield. Vote: 8-0.
3. Sadie Burnette, Director, and Damenique Garcia, Velma Katoggy and Cornelia Clendon, Program Managers under the Early Childhood Programs, all provided updates on their respective programs-Day Care, Child Care and Head Start.
4. Gwendena Real Bird, Human Resources Director and Jessica Hill, Co-Administrator, were present and offered information regarding Linelle Burnette's request for reimbursement of medical insurance. After a lengthy discussion, it was agreed that Ms. Burnette will be reimbursed \$200 from the Office of the Chairman.
5. Tribal Education Director (TED), Linda DeClay, presented information on truancy and the following Resolution No. 12-2001-328 was adopted directing the TED to form a task force to review and evaluate the implementation of the White Mountain Apache Truancy Code and to draft findings and recommendations for Tribal Council review within a 3-month period. Motion: Vice Chairman Endfield, 2nd- Council Member Clay. Vote: 6-0. Ms. DeClay further requested a Council meeting date to review and approve the revised Higher Education Policies and Procedures. A date to be set soon.
6. Cline Griggs, Voc Rehab Program Coordinator, provided information on the program and on the MOU between the Rehabilitation Services Administration (RSA) and the WMAT Vocational Rehabilitation Program (WMATVR). Resolution No. 12-2001-329 adopted to approve the intent and purposes of the MOU between the RSA and WMATVR. Motion: Vice Chairman Endfield, 2nd- Council Member Craig. Vote: 9-0.

7. Mr. Griggs shared supporting comments on Fritz Walker and Resolution No. 12-2001-330 adopted for approval to donate the 1979 Ford Van to Mr. Walker. Motion: Vice Chairman Endfield, 2nd-Council Member Baha-Walker. Vote: 9-0.
8. Resolution No. 12-2001-331 adopted to designate February 11 – 15, 2002 as Disability Awareness Week. Motion: Vice Chairman Endfield, 2nd-Council Member Clay. Vote: 8-0.
9. Wilkie Gregg and Maria Classay of FATCO responded to the loggers concern of yesterday regarding discrepancies in pay from Jaggo Logging with Mervin Skidmore and Wilfred Henry present and offering their comments as well. Resolution No. 12-2001-332 adopted for FATCO management to meet with logging contractors to review all logging contracts and address concerns raised by loggers and Council. Motion: Council Member Craig, 2nd-Council Member Baha-Walker. Vote: 8-0. The meeting scheduled for December 26, 2001.
10. Beverly Nickels of N'Dee Health Web presented information on the Professional Service Agreement between the WMAT and Barry Bialek, M.D., who will provide medical consultation regarding the activities of the health bus. Resolution No. 12-2001-333 adopted for approval of the PSA between the WMAT and Dr. Bialek. Motion: Council Member Nez, 2nd-Council Member Craig. Vote: 7-0. Concerns on consultants and their service periods and payments were expressed.
11. William Hawkins of Solid Waste Dept. and Allen Alekay of Planning Dept. provided information on the landfill, which needs to be expanded. Council was informed that the Cedar Creek Livestock Association has agreed to have Public Works Dept. utilize nineteen (19) acres near the landfill, in exchange for assistance. Resolution No. 12-2001-334 adopted for approval for the Solid Waste Department to allow the Cedar Creek Cattle Livestock Association to install a water pipeline and to assist with the general maintenance of the road between landfill and the water tank. Motion: Council Member Nez, 2nd-Council Member Craig. Vote: 8-0.
12. Land Board meeting minutes for 9/27, 10/25 and 11/30/01 was provided by Raymus Albert of the Land Office. Council was informed of family who oppose the Apache Dawn project in the Cedar Creek area, claiming they have land assignment in stated area. District IV Council Members to meet regarding Georgina Hastings' request for land assignment where the Diamond Creek Community Building is currently located. Resolution No. 12-2001-335 adopted for approval of Land Board meeting minutes for 9/27, 10/25 and 11/30/01. Motion: Council Member Nez, 2nd-Council Member Cody. Vote: 6-0.
13. John Clark, Business Manager, introduced Clifford Wright, President of SRT. Mr. Wright presented information on himself and his business. Top goals are reduced costs and claims management. Council to review his proposal and he will return in January.
14. The Tribal Council reviewed the License Agreement provided by Jim Monroe of Comet Communications. The Tribal Attorney, George Hesse, offered information on revenue rate and rate structure. Road easement was one of the concerns. Comments on the need for better television reception locally and lower costs for tribal members were shared. Resolution No. 12-2001-336 adopted for approval of the License Agreement with Comet Communications for the operation of cable

- system within the reservation pursuant to the terms of the agreement. Motion: Council Member Nez, 2nd-Council Member Craig. Vote: 5-0-2 abstentions.
15. Council Member Craig informed Council of need for financial assistance for Roweena Peaches family in Oregon, who were referred from the Rainbow Center for rehabilitation services. District II Council Members Cody and Nez will assist with \$150.00 each to this family.
 16. Christine Smith requested that she be reinstated to her former position of Police Officer with the Whiteriver Police Department. She further requested work release for spouse who is in jail. It was advised that Vice Chairman Endfield, Council Member Nez, Ray Burnette, Phil Steen and Christine Smith meet to discuss these requests.
 17. Pauline Crocker shared her comments on her son who was also terminated from the police department.
 18. Director of Planning Milfred Cosen presented the following two resolutions: Resolution No. 12-2001-337 adopted to authorize the Revolving Credit Program to apply to the US Dept. of Agriculture Rural Development, Rural Business Enterprise Grant Program for an amount of \$75,000 to establish a Small Business Development Loan Fund to support White Mountain Apache tribal entrepreneurship within the F.A.I.R. Motion: Council Member Baha-Walker, 2nd-Council Member Craig. Vote: 7-0.
 19. Resolution No. 12-2001-338 adopted to authorize the Revolving Credit Program application to the US Department of Treasury up to a level of \$300,000 to establish a Small Business Development Loan to support White Mountain Apache tribal entrepreneurship within the F.A.I.R. Motion: Council Member Baha-Walker, 2nd-Council Member Craig. Vote: 7-0.
 20. The meeting adjourned at 5:30 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

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