

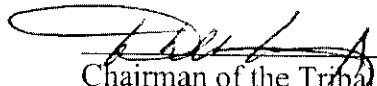
**RESOLUTION OF THE  
WHITE MOUNTAIN APACHE TRIBE OF THE  
FORT APACHE INDIAN RESERVATION**

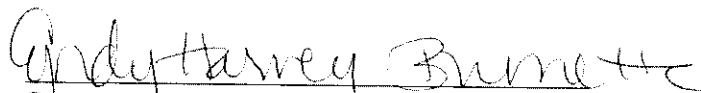
**WHEREAS**, the Tribal Council Secretary, Cyndy Harvey-Burnette, has prepared briefs of the Tribal Council meetings for March 6 & 7 and March 21, 2002 and has presented them to the Tribal Council this date for approval; and

**WHEREAS**, after reading the briefs to the Tribal Council, the Tribal Council concludes that the briefs for March 6 & 7 and March 21, 2002, 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 March 6 & 7 and March 21, 2002.

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).

  
Chairman of the Tribal Council

  
Secretary of the Tribal Council

White Mountain Apache Tribe  
Fort Apache Indian Reservation  
Tribal Council meeting  
Tribal Council Chambers  
Wednesday, March 6, 2002

### COUNCIL MEETING BRIEFS

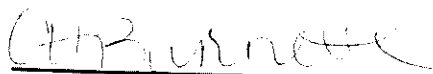
The meeting was called to order at 9:20 a.m. by Chairman Massey with a quorum present. Council Member Cruz offered the invocation.

1. Chairman Massey announced that tribal member business will be addressed this afternoon in order to cover agenda items, however, Council will hear from two tribal members at this time.
2. Six Cibecue High School students informed Council that they will be traveling to Washington, D.C. as part of the Close-up program and requested financial assistance of \$500 per student. Resolution No. 03-2002-35 adopted to assist these students with \$500 each as participants in the Close up program. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Cody. Vote: 8-0.
3. Robin Titla requested financial assistance as he was invited to participate in the USA Junior Nationals All-State Basketball competition on March 24, 2002 in Las Vegas. Resolution No. 03-2002-36 adopted to assist Robin Titla financially so he can participate in the USA Junior Nationals. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Craig. Vote: 8-0.
4. Becky Ethelbah of Johns Hopkins Pathways project presented a manuscript for approval. Resolution No. 03-2002-37 adopted to approve Pathways manuscript entitled, *Design, Implementation and Quality Control in the Pathways American-Indian Multi-center Trial*. Motion: Council Member Craig, 2<sup>nd</sup>-Council Member Clay. Vote: 8-0.
5. Realty Specialist Cheryl Minjarez provided information on proposed resolution and Resolution No. 03-2002-38 adopted to approve a Modification to the Lease Addendum for Phase II of the Apache Dawn Project, for the purpose of replacing general legal descriptions for the 22 scattered sites in McNary. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Clay. Vote: 5-0-2 abstentions.
6. Ramon Riley, on behalf of Bernadette Santa Maria, presented background information on the Apache language and on the proposed resolution. Resolution No. 03-2002-39 adopted for approval to submit an ANA grant for language revitalization and maintenance. Motion: Council Member Nez, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 10-0. Council offered supporting remarks for preserving our Apache language.
7. Education staff and committee members had presented the Higher Education policies and procedures to Council two weeks ago, now they request to have the revised policies approved, presented by Sara Pena, Higher Education Coordinator, along with Awards and Programs listing. Discussion followed that additional \$800-\$1000 amount be considered for undergraduate students with families who attend colleges and universities. Resolution No. 03-2002-40 adopted to approve the Higher Education policies and procedures as presented and have the scholarship review committee review family need and present resolution at a later date. Motion: Council Member Baha-Walker, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 9-0.
8. Resolution No. 03-2002-41 adopted for approval of the Intergovernmental Agreement between Arizona State University and the White Mountain Apache Tribe. Motion: Council Member Baha-Walker, 2<sup>nd</sup>-Council Member Craig. Vote: 10-0.

9. Emery Jackson (spouse of tribal member and has lived here for 18 years) expressed his concern for today's youth who face many problems and requested the tribe's financial assistance for the coordination of a youth convention. Harrison DeClay stated that they intend to not identify any one church. The two were advised to check with other churches to help offset costs, to conduct fundraising activities, and a request was made for a budget. A suggestion was made to use local presenters from each community.
10. Jeff Dickson of I H S Environmental Health presented the following: Resolution No. 03-2002-42 adopted approval to collect severe injury data related to motor vehicle crashes on the White Mountain Apache Reservation. Motion: Council Member Nez, 2<sup>nd</sup>-Council Member Baha-Walker. Vote: 10-0. Mr. Dickson was advised to present this information to ADOT for funding purposes.
11. The following six resolutions were presented by Ruby Altaha, Revolving Credit Director: Resolution No. 03-2002-43 adopted to approve a 25-year home site lease for Miller Fall, Jr. Motion: Council Member Nez, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 9-0.
12. Resolution No. 03-2002-44 adopted to approve a 25-year home site lease for Marilyn (Adley) Johnson. Motion: Council Member Nez, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 9-0.
13. Resolution No. 03-2002-45 adopted to approve a 25-year home site lease for Lavan and Donna (Nantan) Edwards. Motion: Council Member Nez, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 9-0.
14. Resolution No. 03-2002-46 adopted to approve a 25-year home site lease for Samson Sr. and Cora (Knight) Hinton. Motion: Council Member Nez, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 9-0.
15. Resolution No. 03-2002-47 adopted to approve a 25-year home site lease for Joe and Linda (Lupe) Holden. Motion: Council Member Nez, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 9-0.
16. Resolution No. 03-2002-48 adopted to approve a 25-year home site lease for Janet (Altaha) Scott. Motion: Council Member Nez, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 9-0.
17. Jim Pitts of Tribal Forestry presented a preliminary assessment report of the forest certification conducted. Supporting remarks on certification were offered by Council with forestry department being congratulated on their work. Information on funding availability was provided. Resolution No. 03-2002-49 adopted to authorize Tribal Forestry to apply for grant funding through the First Nations Development Institute for the forest certification. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Clay. Vote: 7-0. Vice Chairman provided information on the upcoming timber symposium in Mescalero, NM.
18. Jim Pitts advised Council that some BIA staff will be interviewed by the Evergreen magazine regarding the fuel reduction projects.
19. Dave Raney, Ralan Hartzell and Jerry Drury of BIA Forestry presented a synopsis of the North Fork fuels reduction project with proposed alternatives. The use of pesticides was a great concern, especially in the Cibecue area.
20. I H S Nutrition, Dietary, WIC and Food Distribution departments provided lunch, at which time Chairman Massey signed a proclamation to designate the month of March as National Nutrition Month.
21. The afternoon session began with a continuation of discussion on the North Fork fuels reduction project. The various alternatives were discussed. A field trip was scheduled for March 13, 2002 to revisit this issue due to the many concerns.
22. Vice Chairman Endfield introduced Ron Lee who is the Executive Director of Arizona Commission of Indian Affairs. Mr. Lee provided information on the Commission and the 22<sup>nd</sup> Arizona Indian Town Hall to be held June 3-5, 2002. Resolution No. 03-2002-50

- adopted for the WMAT to support the Arizona Commission of Indian Affairs. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Baha-Walker. Vote: 10-0.
23. John Welch, Historic Preservation Office, presented the following four resolutions: Resolution No. 03-2002-51 adopted to authorize and endorse the plan of Nohwike' Bagowa and the Fort Apache Heritage Foundation to host the White Mountain Apache Arts Invitational 2002 during the month of May, 2002. Motion: Council Member Nez, 2<sup>nd</sup>-Council Member Baha-Walker. Vote: 10-0.
  24. Resolution No. 03-2002-52 adopted to authorize and endorse the Nohwike' Bagowa initiative to secure A.C.A. Program Grant funding to support one half of the costs of a program entitled Ndee Arts: Apache Arts Demonstrations at Nohwiki' Bagowa. Motion: Council Member Craig, 2<sup>nd</sup>Council Member Cody. Vote: 10-0.
  25. Resolution No. 03-2002-53 adopted authorize and endorse the Nohwike' Bagowa initiative to secure A.C.A. General Operating Support, ODP Level II/Tribal Museums grant support for 2002-2003. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Baha-Walker. Vote: 10-0.
  26. Resolution No. 03-2002-54 adopted to designate sites and localities as Tribal Landmarks. Motion: Council Member Nez, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 9-0.
  27. Travis Clarkson of W&ORD presented brief information on the proposed bull lottery. Several Council Members offered supporting comments so Mr. Clarkson will return at a later date with supervisor to present further information on this proposal.
  28. Brenda Begay and William Malone from the Environmental Planning Office provided an Earth week update. They asked Council to support them with the solid waste ordinance and to inform the public of planned activities for Earth week.
  29. Planning Director Milfred Cosen presented the following resolution: Resolution No. 03-2002-55 adopted for support of a grant application to the US Dept. of Health & Human for development of the Apache Woodworks. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Clay. Vote: 9-0.
  30. Vice Chairman motioned to enter executive session with a second from Council Member Clay. Vote: 7-0. Executive session was held from 4:36 to 6:38 p.m. to hear from Lydia Sedillo.
  31. Resolution No. 03-2002-56 adopted to place Mike Endfield on suspension with pay and for an investigation to be conducted on allegations brought forth. Motion: Council Member Dehose, 2<sup>nd</sup>-Council Member Baha-Walker. Vote: 7-0-2 abstentions.
  32. The meeting recessed at 6:41 p.m.

Sincerely,



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Cyndy Harvey-Burnette  
Council Secretary


White Mountain Apache Tribe  
Fort Apache Indian Reservation  
Tribal Council meeting  
Executive Conference Room  
Thursday, March 7, 2002

**COUNCIL MEETING BRIEFS**

Chairman Massey called the meeting to order at 1:58 p.m. with a quorum present.  
Council Member Nez offered the invocation.

1. Tribal member Jerome Kasey III gave an update presentation on Winterguard and requested financial assistance in the amount of \$1,500 for eight local students to compete in the state championships next month. Mr. Kasey was advised to provide documentation such as a flyer pertaining to the competition and return this to Council.
2. Laurel Lacher, Tribal Hydrologist reported in executive session from 2:17 to 2:35 p.m. which was followed by an update from the Tribal Attorney George Hesse and BIA Superintendent Ben Nuvamsa on concerns brought forth yesterday by Lydia Sedillo from 2:35 to 3:05 p.m.
3. Tribal member Lou Ellen Greasewood requested executive session at which time Vice Chairman made the motion for the meeting to go into executive session with a second by Council Member Baha-Walker. Executive session was held from 3:06 to 5:07 p.m. Ms. Greasewood's mother, sister and her Lay Advocate Carol Gatewood were also present.
4. The meeting adjourned at 5:10 p.m.

Sincerely,



Cyndy Harvey-Burnette  
Council Secretary

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White Mountain Apache Tribe  
Fort Apache Indian Reservation  
Tribal Council meeting  
Executive Conference Room  
Thursday, March 21, 2002

### COUNCIL MEETING BRIEFS

The meeting was called to order at 9:23 a.m. by Chairman Massey with a quorum Council present. Council Member Cody offered the invocation.

1. Dave Raney of BIA Forestry presented a synopsis of the North Fork Fuels Reduction project. All four alternatives were covered. After discussion, it was decided to have our degreed tribal members meet to offer their recommendation on this issue and report back to Council. The group to include personnel from natural resources, livestock and game & fish.
2. Discussion and comments followed on BIA Facility Management. Ben Nuvamsa, BIA Superintendent to provide a workload analysis on this department for presentation to Council.
3. Transportation Coordinator Richard Palmer presented the following twelve (12) resolutions: Resolution No. 03-2002-58 adopted approving the selection of Armstrong Consultants to provide design for the Cibecue Airport improvements. Motion: Council Member Clay, 2<sup>nd</sup>-Council Member Lupe. Vote: 5-0.
4. Resolution No. 03-2002-59 adopted to request that the BIA, Western Region Office provide sufficient funds to place asphalt concrete on BIA Route 69. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Cody. Vote: 6-0.
5. Resolution No. 03-2002-60 adopted to request receipt of the \$6,000,000.00 increase for Western Regional roads projects for FY 2002 for reservation road projects within the F.A.I.R. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Clay. Vote: 6-0.
6. Resolution No. 03-2002-61 adopted to direct the BIA, WRO to make funds available from the projected \$6M increase in funding for FY 2002 Indian Reservation Roads Programs for redevelopment of a Tribal Transportation Plan. Motion: Council Member Baha-Walker, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 9-0.
7. Resolution No. 03-2002-62 adopted to instruct the BIA, WRO to take immediate action to secure funding for the Design and Construction of tribal bridges on the White River, Black River, Slide Creek and Rock Creek. Motion: Council Member Baha-Walker, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 7-0. Laurel Lacher, Tribal Hydrologist, stated that there are environmental issues with the Quintero Springs Bridge and that consultation is needed with the tribe regarding this.
8. Resolution No. 03-2002-63 adopted to direct the Transportation Planner to provide a Scope of Work, detailed budget not to exceed \$125K and tribal resolution to the BIA necessary to secure the \$125K 2% Planning funds necessary to carry out the intent of this Resolution. Motion: Council Member Baha-Walker, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 8-0.

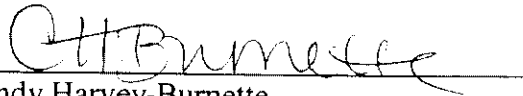
9. Resolution No. 03-2002-64 adopted to direct the Transportation Planner to provide a Scope of Work, detailed budget not to exceed \$35K and tribal resolution to the BIA necessary to secure the \$35K Capacity Building funds for Tribal Transportation Board member meetings, travel and per diem expenses for FY 2002 and FY 2003. Motion: Council Member Burnette, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 8-0.
10. Resolution No 03-2002-65 adopted to notify the BIA, of the tribe's intention to make application for the available funds offered by the Highway Safety Act of 1966. Motion: Vice Chairman Endfield, 2<sup>nd</sup> Council Member Baha-Walker. Vote: 5-0.
11. Resolution No. 03-2002-66 adopted for approval of the proposed re-numbering of the roads from Alchesay Flats to lower Whiteriver. Motion: Council Member Baha-Walker, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 8-0.
12. Resolution No. 03-2002-67 adopted for approval of proposed additions of roads to the BIA Roads System. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Burnette. Vote: 5-0.
13. Resolution No. 03-2002-68 adopted to include in the scheduled street projects the following: in Cedar Creek Bear Paw lane and a section of East D1 Road and in Cibecue the addition of East Center Street, North Ivins Lane & R310 and South Elm Dr. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Clay. Vote: 7-0.
14. Resolution No. 03-2002-69 adopted to direct the BIA WRO to allocate construction monies for and facilitate the Tribe's request to widen West street and construct safe and adequate sidewalks on West street for pedestrian traffic in Canyon Day. Motion: Council Member Cody, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 7-0.
15. The resolution regarding fee structure for the use of designated tribal natural resources was tabled pending meeting between John Clark, George Hesse, Al Brooks and Richard Palmer. The other resolution also tabled was in reference to recognition of fair market practices involved in the low bidding construction projects.
16. A brief discussion followed on request to remove 250 tons of materials but due to environmental concerns, it was decided to defer this issue pending further information.
17. Ben Nuvamsa, BIA Superintendent, informed Council of support for ITCA and encouraged the WMAT to support the following resolution: Resolution No. 03-2002-70 adopted for the WMAT . Motion: Council Member Baha-Walker, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 8-0.
18. Executive session was held from 11:44 a.m. to 4:30 p.m. with a lunch break for the presentation of the Tribal Attorney's report.
19. Resolution No. 03-2002-71 adopted to approve renewal of the contract with White Mountain Apache Legal Aid for renewal of the Public Defender Contract. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Dehose. Vote: 8-0.
20. Resolution No. 03-2002-72 adopted to apply for DOE feasibility project funding for a cogeneration facility at FATCO. Motion: Council Member Clay, 2<sup>nd</sup>-Council Member Cruz. Vote: 8-0.

21. Resolution No. 03-2002-73 adopted for the application of energy management program funding through the ANA Program Announcement 93612-2002, not to exceed \$125,000 total project budget. Motion: Council Member Dehose, 2<sup>nd</sup>-Council Member Clay. Vote: 8-0.
22. Resolution No. 03-2002-74 adopted for development of lease for the purpose of operating radio station KNAA at Cooley Mountain and development of a Rebroadcast Consent Agreement, and to report to Council any final proposals for review. Motion: Council Member Nez, 2<sup>nd</sup>-Council Member Craig. Vote: 7-0.
23. Resolution No. 03-2002-75 adopted to authorize the execution of an agreement to enter into Lease of Real Property for the Mustang Ridge Town Homes, Limited Partnership, the general partner of which is White Mountain Apache Community Development Corporation, for construction of a 22-unit, low income, rental town home complex. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Craig. Vote: 5-0.
24. Tribal Enrollment was presented in executive session from 4:35 to 5:00 p.m. Resolution No. 03-2002-76 adopted for the enrollment of forty-five (45) members with the WMAT. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Burnette. Vote: 8-0.
25. Resolution No. 03-2002-77 adopted to approve the relinquishment request of Andrew and Roxanna Begay. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Dehose. Vote: 8-0.
26. Resolution No. 03-2002-78 adopted to approve the relinquishment request of Darcy Sylvester Loring. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Dehose. Vote: 8-0.
27. Resolution No. 03-2002-79 adopted to approve the relinquishment request of Dexter Delbert Loring. Motion: Council Member Cody, 2<sup>nd</sup>-Vice Chairman Endfield. Vote: 8-0.
28. Resolution No. 03-2002-80 adopted to approve the relinquishment request of Nick Lee Shaw. Motion: Council Member Dehose, 2<sup>nd</sup>-Council Member Clay. Vote: 8-0.
29. Resolution No. 03-2002-81 adopted to approve the relinquishment request of Dallas Rodger Manuel. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Clay. Vote: 8-0.
30. Concerns were shared on the high number of relinquishment requests and a request was made for the total number of relinquishments in the last four years. It was further advised to have tribal I.D. cards returned upon relinquishment.
31. Ben Nuvamsa, BIA Superintendent, briefed the Tribal Council on the BIA's proposed 2004 budget and gave them a comparison of the Fort Apache Agency and Western Regional Office top ten ranked budget categories. After input and opinion from Council, the priority ranking was completed. Resolution No. 03-2002-82 was adopted to approve the priority ranking for FY 2003. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Nez. Vote: 7-0.
32. Council Member Dehose informed the Council of trip to Korea whereby twenty-two (22) Cibecue students will be participating in Taekwondo and requested financial assistance for them as well as formal documents indicating their travel on behalf of the tribe. Resolution No. 03-2002-83 adopted to provide each of the



- twenty-two students with \$200.00 for the trip. Motion: Vice Chairman Endfield, 2<sup>nd</sup>-Council Member Cruz. Vote: 7-0.
33. Council Member Craig, on behalf of Marie Quay, requested a waiver of Memorial Hall. It was stated that precedence will be set, however, Resolution No. 3-2002-84 adopted for approval to grant a waiver of Memorial Hall fees for Mrs. Marie Quay for her use on March 24, 2002. Motion: Council Member Craig, 2<sup>nd</sup>-Council Member Nez. Vote: 7-0.
34. The meeting adjourned at 5:40 p.m.

Sincerely,



Cyndy Harvey-Burnette  
Council Secretary

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