



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

(Authorizing application for an OVW Grant to Indian Tribal Governments, through the Violence Against Women Office, U.S. Department of Justice)

- WHEREAS,** pursuant to Article IV, Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and
- WHEREAS,** the Tribal Council of the White Mountain Apache Tribe recognizes that domestic violence on the Fort Apache Indian Reservation has a serious negative impact on our Apache people; and
- WHEREAS,** the Prosecution Unit of the Tribe's Legal Department this day presented a proposal for funding domestic violence prevention and has developed a domestic violence plan which envisions the delivery of certain services to improve the community and criminal justice system's response to violence against Apache women; and
- WHEREAS,** the U.S. Indian Health Service, Whiteriver Police Department, Apache Behavioral Health Services, and White Mountain Safe House have been consulted in the development of the Prosecution Unit's proposed plan and support its implementation; and
- WHEREAS,** the Tribal Council understands that the U.S. Indian Health Service has separately agreed to cover the cost of forensic medical examinations for members of the Tribe who are victims of sexual assault; and
- WHEREAS,** the Prosecution Unit seeks to submit an application for funding under the Office of Violence Against Women (OVW) Grants to Indian Tribal Governments Program, U.S. Department of Justice, and the United States Department of Justice requires that the grant application make certain assurances which are outlined herein; and
- WHEREAS,** the grant funds will be for a 36-month period; and
- WHEREAS,** upon careful review and consideration, the Tribal Council finds that the Prosecution Unit's plan for domestic violence prevention is in the best interests of the Tribe, and that the application for federal funding should be supported.
- BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the application for an OVW Grant to Indian Tribal Governments, through the Violence Against Women Office, U.S. Department of Justice, is hereby authorized.

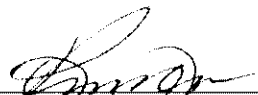
Resolution No. 02-2007-41

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event that the Department of Justice awards a grant to the Tribe, the following conditions shall be complied with:

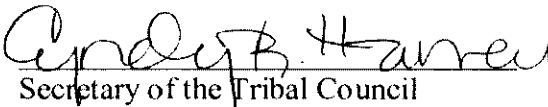
1. Upon receipt of any federal funds, authority is hereby given to budget and expend said funds over a 24-month period according to the terms and conditions of the grant;
2. The Prosecution Unit shall coordinate the domestic violence plan, together with U.S. Indian Health Service, White Mountain Apache Police Department, Apache Behavioral Health Services, and White Mountain Safe House.
3. Any federal funds received under the grant will be used to supplement, not supplant, non-federal funds otherwise available.
4. The Tribe shall secure a separate agreement with the U.S. Indian Health Service to cover the cost of forensic medical examinations for tribal members who are victims of sexual assault;
5. The Tribe shall agree that grant funds shall not be used for lobbying, fundraising, research, investigative services unrelated to domestic violence, or building renovation; and
6. In connection with the prosecution of any tribal domestic violence offense, the Tribal Council does hereby represent and agree that the Tribe's laws, policies and practices do not require that the victim bear the costs associated with filing criminal charges against a domestic violence offender, or the costs associated with the issuance or service of a warrant, protection order, and witness subpoena.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence the Vice-Chairwoman, is hereby authorized to execute any and all documents and agreements necessary to effectuate the intent of this Resolution, subject to review by the Tribe's Legal Department.

The foregoing resolution was on February 15, 2007, duly adopted by a vote of SIX for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (i), (k), (m), (q), (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

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 02-2007-41 initiated the 15th day of February 2007.

Presented Personally by Tribal Council Secretary (TCS)-Indicated by Initials
TCS Initials

Ronnie Lupe
Tribal Chairman
Date Signed
TCS Initials

Margaret Baha-Walker
Vice Chairwoman
Date Signed
TCS Initials

Arnold Beach, Sr.
District I Council Member
Date Signed
TCS Initials

Evangeline Gatewood
Evangeline Gatewood
District I Council Member
2/16/07
Date Signed
EM TCS Initials

Lafe Altaha
District II Council Member
Date Signed
TCS Initials

Victoria Brewer
Victoria Brewer
District II Council Member
2-16-07
Date Signed
VB TCS Initials

Alvin DeClay, Sr.
District III Council Member
Date Signed
TCS Initials

Kirk Massey, Sr.
Kirk Massey, Sr.
District III Council Member
2/15/07
Date Signed
KM TCS Initials

Noland Clay
Noland Clay
District IV Council Member
2/16/07
Date Signed
NC TCS Initials

Wayne Colelay, Jr.
Wayne Colelay, Jr.
District IV Council Member
2/15/07
Date Signed
WC TCS Initials

Reno Johnson, Sr.
Reno Johnson, Sr.
District IV Council Member
2-15-07
Date Signed
RJ TCS Initials

ATTEST:

Cyndy R. Harvey
Cyndy R. Harvey, Tribal Council Secretary
2.22.07
Date Signed