



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

(Authorizing a separate bank account in the amount of \$840,054.00 to ensure P.L. 93-638 compliance)

- 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 Tribe has recently been experiencing financial hardship and the Bureau of Indian Affairs ("BIA") has been concerned that this may affect the Tribe's ability to comply with applicable P.L. 93-638 contract requirements; and
- WHEREAS,** the BIA has been encouraging the Tribe to set up and maintain a separate bank account for the Tribe's P.L. 93-638 grants and contracts, in the amount of \$840,054.00, so that the Tribe can ensure compliance with P.L. 93-638 contract requirements; and
- WHEREAS,** this separate account has been established, however it has not been fully funded by the Tribe, and the BIA has been sending advance funding and reimbursement funds directly into this account, and this has created reconciliation problems for the Tribe; and
- WHEREAS,** the Tribal Council finds that this separate P.L. 93-638 bank account should be maintained by the Tribe in the amount of \$840,054.00 and the Tribal CFO, Treasurer and the Grants and Contracts Manager should work together to maintain this account properly to ensure P.L. 93-638 compliance.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes that a separate P.L. 93-638 bank account shall be maintained by the Tribe in the amount of \$840,054.00 and the Tribal CFO, Treasurer and the Grants and Contracts Manager are directed to work together to maintain this account properly to ensure P.L. 93-638 compliance.

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 necessary to effectuate the intent of this Resolution.

The foregoing resolution was on October 17, 2008, duly adopted by a vote of NINE 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), (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).

A handwritten signature in black ink, appearing to read "D. ...", written over a horizontal line.

Chairman of the Tribal Council

A handwritten signature in black ink, appearing to read "Andy B. Haney", written over a horizontal line.

Secretary of the Tribal Council