



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

(Authorizing Transportation Committee to Apply for and Accept Federal Transit Grant)

- WHEREAS,** pursuant to Article IV, Section 1(a) and 1(s) 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 White Mountain Apache Tribe's Transportation Committee ("Committee") is duly appointed by the Tribal Council and authorized to advise and recommend all policy and program matters related to the Indian Reservation Roads Programs, bridges, roads, highways, byways and trails located on the Fort Apache Indian Reservation,
- WHEREAS,** the Committee is also authorized to interact, meet, and represent the Tribe with outside agencies, including the Bureau of Indian Affairs (BIA), the Federal Highway Administration (FHWA), the Arizona Department of Transportation (ADOT), local governments, and other transportation groups, associations, and committees as it relates to transportation policies and procedures and funding related but not limited to 25 CFR 170 et. Seq. regarding primary rules, regulations and funding initiatives; and
- WHEREAS,** as a result of a Tribal community survey, the Committee finds that the White Mountain Apache Tribe is in need of transit services between and among tribal communities, as well as services for off reservation locations to assist in transporting Tribal Members for Education, Health, Social and Employment activities; and
- WHEREAS,** the Committee supports the development of such programs for the benefit of the Tribe and its members and therefore recommends that the Tribal Council authorize the Committee to apply for and accept a Federal Transportation Administration award on behalf of the Tribe, in furtherance of Tribe's Transportation Project ("Project"); and
- WHEREAS,** the Tribal Council understands that a grant or cooperative agreement for Federal financial assistance will impose certain obligations upon the Tribe and the Tribe agrees to provide annual certifications and assurances to the Federal Transit Administration as may be required for the administration of the Project; and
- WHEREAS,** the Tribal Council finds it in the best interest of the White Mountain Apache Tribe to adopt the Transportation Committee's recommendation and authorize the Committee to apply for and accept a Federal Transportation Administration Award on behalf of the Tribe for the purposes described hereto.

Resolution No. 04-2011-92

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Transportation Committee to apply for and accept the Federal Transportation Administration's Award on behalf of the Tribe in order to support the Tribe's Transportation Project and associated goals for the benefit of Tribal Members.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Tribal Vice-Chairman, Timothy Hinton, Sr., or his designee, to execute and file such documents with the Federal Transit Administration as required for the application and award of federal assistance benefitting the White Mountain Apache Tribe.

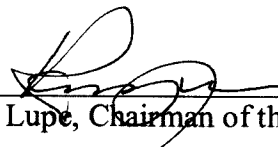
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes Tribal Attorney, Richard James Palmer, Jr., or his designee to execute and file with its applicant the annual certification and assurances and other documents that the Federal Transportation Administration may require prior to granting federal assistance.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes Edwin Kane, or his designee, to execute a grant agreement and other related financial information as required for Federal assistance on behalf of the White Mountain Apache Tribe.

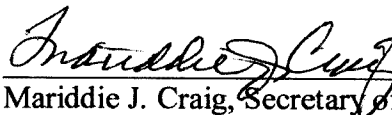
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice Chairman, is hereby authorized to execute any and all document necessary to effectuate the intent of this Resolution.

The foregoing resolution was on **APRIL 19, 2011** 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), (b), (i), (k), (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).



Ronnie Lupe, Chairman of the Tribal Council



Mariddie J. Craig, Secretary of the Tribal Council