



WHITE MOUNTAIN APACHE TRIBE

*A Sovereign Nation Exercising Self-Governance
Over the Fort Apache Indian Reservation*

Resolution No. 06-2012-79

(Authorizing Grant Application for Federal Tribal Transit Program Assistance)

- WHEREAS,** the White Mountain Apache Tribe ("Tribe"), as a federally recognized Indian tribal government, with inherent rights of self-governance, and pursuant to its Tribal Constitution, exercises rights of self-determination and self-governance through its duly elected Tribal Council ("Council") and enjoys a government-to-government relationship with the federal government of the United States; and
- WHEREAS,** the Tribal Council of the White Mountain Apache Tribe has retained the authority, powers and duties to establish and maintain programs to promote the health, welfare, and prosperity of its members and employees; and
- WHEREAS,** the Tribe has identified a need for public transportation to meet employment and human service needs, including medical, personal, business and shopping trips; and
- WHEREAS,** the Federal Transportation Administration ("FTA") has been delegated authority to award federal financial assistance for a transportation projects Indian Country; and
- WHEREAS,** grant funding from FTA will play a vital role in the Tribe's effort to meet demand for public transportation on the Fort Apache Indian Reservation; and
- WHEREAS,** the Council finds that it is in the best interest of the White Mountain Apache Tribe to authorize the Planning Department to prepare and submit the Tribal Transit Program Grant Application and Project Proposal as presented.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Tribal Planner, Joe Waters, or his designee to execute and file with FTA all documents necessary to complete the Tribal Transit Program Application and all required annual certification and assurances.

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 supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances or Federal Laws, this Resolution shall be declared null and void and of have no legal effect.

This Resolution shall not be subject to Judicial Interpretation, only the Tribal Attorney, with the assistance of the Tribal Council Secretary, may opine on Tribal Council intent and the meaning of the language as used herein.

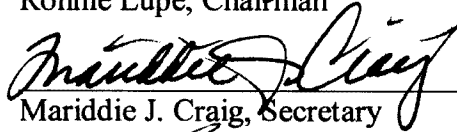
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Acting Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution. In the event that the Chairman fails to delegate signatory authority to an Acting Chairman, the Vice-Chairman may sign provided that the Tribal Secretary and a Tribal Attorney attest to the veracity of the subject matter of this Resolution.

The foregoing resolution was on **JUNE 6, 2012** duly adopted by a vote of **EIGHT** 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), (f), (i), (k), (s), (t) and (u) of the Tribal Constitution, 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).



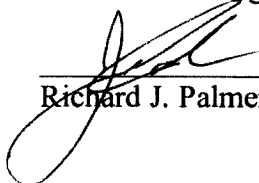
Ronnie Lupe, Chairman

6-8-12
Date



Mariddie J. Craig, Secretary

06/07/2012
Date



Richard J. Palmer, Jr., Attorney

6/11/12
Date