



WHITE MOUNTAIN APACHE TRIBE

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

Resolution No. 06-2013-130

(Approving IGA with DES Pending Final Legal Review)

WHEREAS, the Tribal Council is aware that the Arizona Department of Economic Security's previous lease with the Tribe is expiring and further understands that Show Low has space available to house the agency that services White Mountain Apache Tribal members; and

WHEREAS, in order to best serve the needs of the White Mountain Apache Tribe and its Tribal members, the Tribe is willing to offer AZDES a new home on tribal land with economic incentives, including rent abatement for building enhancements and modification needs and other previously discussed terms between the Tribe's and State's officials and attorneys; and

WHEREAS, the Attorney General and staff have advised that it seems inappropriate in a government to government context, to include State policies that either the Tribe has not legislated on, or that may contradict the Tribe's own policies. For this reason, the Attorney General's office advises that such policies be stricken from the agreement, especially given the time frame that the Tribe is being asked to meet in order to keep the DES office on the reservation.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Legal Department to finalize the terms of an IGA between the State and Tribe in order to lease office space for AZ DES purposes and to provide a central and proximate location for Tribal members to receive any assistance that they are entitled to.

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 have no legal effect.

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.

The foregoing resolution was on **JUNE 5, 2013** duly adopted by a vote of **FIVE** for and **ZERO** against with **TWO** abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (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

7/2/13

Date



Mariddie J. Craig, Secretary

07/01/2013

Date