



# WHITE MOUNTAIN APACHE TRIBE

*A Band of the United Confederated Tribes of the  
Pinal and San Carlos Indian Reservations*

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## **Resolution No.**

### **(Approving Request to Transfer Houses to Division of Health)**

- WHEREAS,** the Tribal Council of the White Mountain Apache Tribe (“Tribe”) is entrusted by the Tribe’s Constitution to act in all matters that concern the welfare of the Tribe, to manage all economic affairs and enterprises of the Tribe, and to regulate subordinate organizations for economic and other purposes; and
- WHEREAS,** the Whiteriver Service Unit of the Indian Health Service has indicated that the 28 government owned housing units located at city center will be demolished; and
- WHEREAS,** the Tribal Council is aware of the current housing shortage on the reservation; and
- WHEREAS,** the Tribal Council recognizes that the 28 housing units are in need of a range of repairs from minor maintenance to major repair such as settling issues and roof repairs; and
- WHEREAS,** the Indian Health Service has identified Lead Based Paint and Asbestos Containing Materials in varying amounts throughout the buildings. The Indian Health Service will abate the Lead Based Paint and Asbestos Containing Materials but will not replace the abated materials. The Tribe is aware that the buildings are to be transferred in an abated state. Some units will require extensive abatement to result in the absence of drywall, flooring, siding and shingles; and
- WHEREAS,** the Tribal Council recognizes that the Indian Health Service will not address the these repairs but that such repairs will be the responsibility of the Tribe; and
- WHEREAS,** the Tribal Council operates the Tribal Health Authority/Health Education Program (also known as Division of Health Program) under existing P.L. 93-638; and
- WHEREAS,** the Tribal Division of Health administers programs for eligible community members who reside on the White Mountain Apache Reservation through the following components: Community Health Representative Program; Patient Transportation Program; Alcohol/Aftercare Treatment Program and Apache Diabetes Wellness Center; and
- WHEREAS,** the Tribal Council finds it in the best interest of the Tribe to request the Indian Health Service to transfer the IHS City Center houses to the White Mountain Apache Tribe

through the Tribal Health Authority/Health Education Program (also known as Division of Health Program) under existing P.L. 93-638.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe does hereby approve this request for transfer of houses located in city center.

**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 NOVEMBER 7, 2013 duly adopted by a vote of SIX for and ZERO against and ZERO abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (k), (s), (t) and (u) of the Tribal Constitution, adopted 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 10, 1934 (48 Stat. 984).

Ronnie Lupe 11/20/13  
Ronnie Lupe, Chairman

11/20/13  
Date

Mariddie J. Craig  
Mariddie J. Craig, Secretary

11/06/2013  
Date