



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approval of Tribal Council Meeting Minutes)

- WHEREAS,** pursuant to Article XI, Section 3, of the Constitution of the White Mountain Apache Tribe, the Secretary of the Tribal Council is responsible for keeping and maintaining minutes of all Council meetings; and
- WHEREAS,** pursuant to Article XIII, Section 5 of the Constitution of the White Mountain Apache Tribe, the order of business requires a reading of the minutes; and
- WHEREAS,** the Tribal Council Secretary requested approval of the attached meeting minutes prepared from the Tribal Council meetings held on December 17, 2014, and
- WHEREAS,** the Tribal Council finds it in the best interest of the White Mountain Apache Tribe to approve the meeting minutes from the Tribal Council meetings held on December 17, 2014, as prepared and presented by the Tribal Council Secretary.

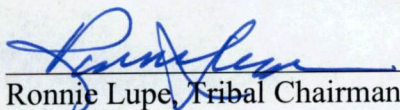
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the briefs with supporting meeting minutes from the Tribal Council meetings held on December 17, 2014, as prepared and presented by the Tribal Council Secretary.

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.

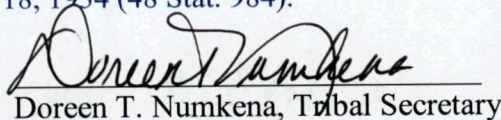
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed 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 Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on January 28, 2015 duly adopted by a vote of SEVEN for, ZERO against, and TWO abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).


Ronnie Lupe, Tribal Chairman

1/28/15
Date


Doreen T. Numkena, Tribal Secretary

11-22-2016
Date



WHITE MOUNTAIN APACHE TRIBE
Regular Meeting Minutes - - December 17, 2014
Executive Conference Room

I. CALL TO ORDER

- A. Call to Order – The meeting was called to order by Vice Chairman Kasey Velasquez at 9:05 AM.
- B. Prayer – The Prayer was offered by Councilman Jerome Kasey.
- C. Roll Call: Chairman Ronnie Lupe (arrived at 9:50 AM), Vice Chairman Kasey Velasquez, Tony Alsenay, Mr. Arnold Beach, Ms. Colleen Faden, Mr. Kino Kane, Mr. Alvin Declay, Mr. Floyd Walker, Ms. Alvena Bush, Mr. Jerome Kasey, Ms. Theresa Larzelere
- D. Approval of Minutes: Regular meeting Nov 3, 2014 and Special Meeting Nov 26, 2014.
 - Motion by Mr. Beach, seconded by Mr. Jerome Kasey to approve minutes of the November 3, 2014, meeting as written. Motion passed, Vote: 9-0-1.
 - Motion by Mr. Jerome Kasey, seconded by Mr. Arnold Beach to approve Special Meeting Minutes of November 26, 2014 with amended on vote count to 7-0-1. Motion passed with vote: 9-0-1.

II. REPORTS

A. Whiteriver Headstart Report - Leola Larzelere

Ms. Larzelere reported that Head Start received funding letter and have received half of their funding. A letter was received by the Chairman with notification that the Head Start will be reassessed again in February for non-compliance findings last year. Ms. Larzelere asked for an extension for the reassessment to give teachers time to settle into their new classroom sites. Headstart will set up six classes at East Fork Mission School and one class at Housing Authority. Double sessions will be held each day. Currently, they are working on bus runs, etc. It was reported there were changes in the Head Start Standards and strict guidelines had to be met. Ms. Alvena Bush stated that "it was very important to meet the standards and to make a stronger effort to meet those standards."

There were further discussions about the importance of each teacher measuring up to standards set. If one teacher is not measuring up to standards, all teachers are scored on that performance. If these standards are not met, funding may be lost. Classroom teachers are being tested now for proficiency. In February, if these deficiencies are not corrected, funding will be cut. Ms. Larzelere reported there are improvement plans and trainings set up to help the teachers improve in teaching techniques and to bring them up to standards.

B. Ak-Chin Benefit-Credit Agreement, Utility Issue – Amy Mignell

Amy Mignell explained the Ak-Chin Benefit-Credit Agreement and Utility issue to the Council. It was her recommendation that a prior Resolution No. 07-2005-181 passed by Council in 2005 be rescinded as it has never been used. Ms. Mignell presented a resolution to Authorize Changes to Energy Calculations.

- Motion by Vice Chairman Kasey Velasquez, seconded by Mr. Beach to approve Resolution: *Approval to Rescind Resolution No. 07-2005-181.* Motion passed. Vote: 10-0-1.

- Motion by Vice Chairman Kasey Velasquez, seconded by Mr. Kino Kane to approve resolution authorizing changes to energy calculations. Motion passed vote: 8-0-3 (Mr. Beach and Mr. Alsenay were out of room.)

IV. NEW BUSINESS

A. Sunrise Ski Resort Board of Directors – Brenda Roberts

A board member has been removed and a temporary replacement named. New member is Joe Petersen to fill remainder of Chuck Teetsel's term.

- Motion by Mr. Jerome Kasey second by Vice to approve Resolutuion. Motion passed. Vote 8-0-2 (Mr. Alsenay was out of room.)

B. Resolution to Re-contract BIA Programs /PL 93-638 - Ivan Kitcheyan

Ivan Kitcheyan requested approval to re-contract all 638 contracts. He provided a list of 23-638 programs at a rate of \$8 million for all programs per year. Resolution needs to be approved before budget is issued.

- Motion by Vice Chairman Kasey Velasquez, second by Mr. Alvin Declay to approve resolution to approve 638 contracts as presented. Motion passed. Vote: 10-0-1

C. Adult Custodial Care Youth Group Home Contract Concerns– Ivan Kitcheyan

Mr. Ivan Kitcheyan explained there was a contract in 2006 and currently there is no contract in place for the centers and that he needed some kind of decision on these programs. A concern was that money is continued to be spent on these centers without a budget. The Adult Center is using money they take in with assistance from the tribe to keep the center operative. Mr. Kitcheyan reported that there were no funds coming in for the Youth Group Home. It was Vice Chairman Velasquez' recommendation for the Chairman to allow him to take the lead with Council members, Mr. Jerome Kasey, Ms. Alvena Bush, and Mr. Floyd Walker and Tribal Attorney to formulate a report by February on the two centers. Chairman Lupe concurred with the recommendation.

Lunch Break 12:00—1:30 P.M. reconvened at 1:40 called to order (All Council Members present)

D. Renewal of Residential Leases – Diamond Creek – Cheryl Ethelbah

Resolutions for tribal member for lease renewals. There are eleven families whose Leases have expired and do not valid leases. Their homes have been paid off. The Land office has taken position they will not lease land for more than 2 years.

Jerome Kasey stated, "The Land Office has come up with bogus rules and changes that have not been approved by the council." He opposes these changes. Council discussed this further and decided it was best to table this item as the changes have not come to the Council for approval.

- Motion by Mr. Arnold Beach, seconded by Mr. Jerome Kasey to table this item until the next meeting because there is no ordinance on file. Procedural motion. (No vote was taken)

Other Discussion:

Cheryl Ethelbah informed the Council that an executed lease on the Rick Lupe Fire Management Center could not be found, however, BIA says that it was done. BIA gave permission for the National Oceanic Administration to lease BIA lease property. BIA entered into lease agreement for 20 years

and the National Oceanic Administration lost their funding and they will probably pull out. SRP wants to purchase the equipment and continue the weather monitoring on the land lease. BIA wants direction on that and how to go about it. The Attorney General opinion is to consult with Bob Brauchli first. Jim Palmer says SRP's concern is the rainfall on reservation and water flow to the valley and if this is a backward attempt for SRP to monitor water flow on the reservation. (This item presented for information only, no other discussion or action was taken.)

E. Kennel Business Licenses & Lease Extension – Ron Everingham & Jerome Kasey

After much discussion about the Bird Studio, Council took the following action:

- Motion by Mr. Alvin Declay, seconded by Mr. Jerome Kasey to approve a Business License for Blue Bird Studios. Motion passed. Vote: 10-0-1.

Lease extension agreement for the Kennel and Hope Center Lease agreement to be worked out by Cheryl Ethelbah with Mr. Everingham and to be brought back to the Council for final approval. Lease of Former Navapache Electric Office was not discussed.

F. Native Care – Request for Business License - Juan Sanchez

Mr. Juan Sanchez introduced himself. He grew up in Whiteriver and the son of the late Eusebio Sanchez. He has a background and experience in the nursing field. He would like to get a Business License to operate a business on the reservation. He was referred to Jessica Rudolfo, Director of Division of Health.

- Motion by Vice Chairman Velasquez, seconded by Mr. Declay to table this item until Mr. Sanchez meets with Jessica Rudolfo to assist him in the process and to present again at the January meeting. Motion passed. Vote: 11-0-0

G. BIA Correspondence Re: Official Signature – Councilman Jerome Kasey

BIA Superintendent, Nona Tuchawena, was concerned about Chairman Lupe's signature that appeared on an official document. It was brought to her attention by her staff that the signature did not appear to be that of the Chairman. Jerry Gloschay had signed on behalf of the chairman. Ms. Tuchawena advised that if the Chairman is not in his office that the Vice Chairman should sign any official documents on behalf of the Tribe.

- Motion by Jerome Kasey, seconded by Mr. Alsenay to go into executive session. Entered into Executive Session at 3:20 P.M.

H. Restriction of Non-Member Accessing Forest & Woodlands – Jonathan Brooks, Forest Manager

Motion by Mr. Arnold Beach, seconded by Ms. Colleen Faden to suspend wood selling permit license for one year for Clarynda Kessay. Motion passed. Vote – 10-0-1.

I. Approval of Land Applicants and Meeting Minutes – Colbert Burnette

After much discussion regarding new Land Codes and Regulations, the approval of Land Applicants was tabled.

- Motion by Vice Chairman Velasquez, seconded by Arnold Beach to approve land Board Meeting Minutes. Motion passed. Vote: 10-0-1.

J. Discuss Expansion/New Site – Whiteriver Cemetery – Al Brooks / Colbert Burnette

Motion by Vice Chairman Velasquez, seconded by Mr. Arnold Beach to begin utilizing new site of five acres west of existing Whiteriver Cemetery for burial sites. Motion passed. Vote – 10-0-1.

Other Business:

There was discussion on Andrew Kane to be reinstated as Director of Public Safety.

- Motion by Vice Chairman Velasquez, seconded by Mr. Kino Kane to reinstate Mr. Andrew Kane as Director of Public Safety. Motion carried. Vote 6-4-1.

K. Approval of Tribal Enrollment Applicants – Phoebe Nez, Family History Officer

- Motion by Vice Chairman Velasquez, seconded by Mr. Arnold Beach to approve Enrollment of Tribal Membership for 43 applicants as listed. Motion carried. Vote – 10-0-1.
- Motion by Vice Chairman Velasquez, seconded by Mr. Arnold Beach to approve Relinquishment of Tribal Membership for Suzy Ariana Dayaye. Motion carried. Vote – 9-1-1.
- Motion by Vice Chairman Velasquez, seconded by Mr. Jerome Kasey to approve Relinquishment of Tribal Membership for Leona Lee Quintero. Motion carried. Vote – 9-1-1.
- Motion by Vice Chairman Velasquez, seconded by Mr. Jerome Kasey to approve Relinquishment of Tribal Membership for Joshua Elias Darrin Smith. Motion carried. Vote – 9-1-1.

Meeting was adjourned at 6:45 P.M.

Recorder: Doreen T. Numkena – Tribal Council Secretary
Eileen Pike – Administrative Assistant