



# **WHITE MOUNTAIN APACHE TRIBE**

## **A Sovereign Tribal Nation**

**(Approving Four Planning Agreements with U.S. Indian Health Service for Hondah Waste Water Treatment Facility Plan, East Fork Water Storage Planning, Carrizo Well Preliminary Engineering Report, and Upgrade Plan & Water Distribution System Monitoring Plan)**

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**WHEREAS,** pursuant to Article IV, Section 1(a) 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 U.S. Indian Health Service desires to enter into a Memorandum of Agreement with the White Mountain Apache Tribe for four (4) projects: 1. PH17-V04, Hondah Wastewater Treatment Facility Plan 2. PH17-V13, East Fork Water Storage Planning 3. PH17-V16, Carrizo Well Preliminary Engineering Report and 4. PH17-V18, Upgrade Plan & Water Distribution System Monitoring Plan; and

**WHEREAS,** the cost breakdown for each project above are as follows:

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|--|---------------|--------------|
| 1. Hondah Wastewater Treatment Facility Plan   | → E.P.A Funds | \$145,000.00 |
| 2. East Fork Water Storage Planning            | → E.P.A Funds | \$76,000.00  |
| 3. Carrizo Well Preliminary Engineering Report | → E.P.A Funds | \$82,000.00  |
| 4. Water Distribution System Monitoring Plan   | → E.P.A Funds | \$150,000.00 |

**WHEREAS,** the Tribal Council finds that the Planning Agreements is in the best interests of the Tribe and should be approved.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the four Planning Agreements: 1. PH17-V04, Hondah Wastewater Treatment Facility Plan 2. PH17-V13, East Fork Water Storage Planning 3. PH17-V16, Carrizo Well Preliminary Engineering Report 4. PH17-V18, Upgrade Plan & Water Distribution System Monitoring Plan are in the best interest of the Tribe including the waiver of damages for rights-of-way, as attached and incorporated by this reference.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the total amount for four projects totals **\$453,000.00** and project cost breakdown are as follows:

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|--|---------------|--------------|
| 1. Hondah Wastewater Treatment Facility Plan   | → E.P.A Funds | \$145,000.00 |
| 2. East Fork Water Storage Planning            | → E.P.A Funds | \$76,000.00  |
| 3. Carrizo Well Preliminary Engineering Report | → E.P.A Funds | \$82,000.00  |
| 4. Water Distribution System Monitoring Plan   | → E.P.A Funds | \$150,000.00 |

**Resolution No. 09-2017-216**

**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.

**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 SEPTEMBER 27, 2017 duly adopted by a vote of EIGHT for, ZERO against, and ZERO 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 10/5/17 Doreen T. Numkena 10-5-17  
Ronnie Lupe, Tribal Chairman                      Date                      Doreen T. Numkena, Tribal Secretary                      Date