



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approving a Transfer of Carbon Credit Funds to WMATCO, LLC)

WHEREAS, the Tribal Council has previously had extensive discussions about the status of the WMATCO sawmill with the WMATCO management team and Board of Directors; and

WHEREAS, the discussions have focused on the challenges in meeting revenue projections and the steps needed to bring the mill to profitability and stable operation; and

WHEREAS, the Tribal Council has previously authorized a transfer of funds from a sale of carbon credits to WMATCO, LLC for the purpose of purchasing a new boiler to modernize the mill and become more efficient; and

WHEREAS, the Tribal Council recognizes the important role that WMATCO, LLC, plays on the Reservation communities; and

WHEREAS, in order to make the outstanding payments required to meet payroll obligations, insurance payments, BIA obligated payments, power bills, and payments to loggers, the Tribal Council now feels that it is in the best interest of the Tribe to transfer carbon credit funds to WMATCO, LLC; and

WHEREAS, given the urgency of the reasons stated herein, the Tribal Council further finds that the transfer of funds needs to be considered and made outside of its regularly scheduled meeting; and

WHEREAS, the Tribal Council further finds that: (1) this Resolution may be voted upon by signature of a member of the Tribal Council where a signature indicates a vote for this Resolution, (2) the Tribal Council Secretary should attempt to obtain signatures for members of the Tribal Council personally, (3) no signature would mean that the respective Tribal Council member is against this Resolution, (4) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the transfer of \$447,827 from carbon credit funds to WMATCO, LLC, to pay its outstanding debts.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that the funds be used to pay for the new boiler, payroll, insurance, BIA obligations, electrical bills, and payments to loggers.

Resolution No. 01-2018-25

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request described herein, this Resolution may be voted upon as follows: (a) by signature of a member of the Tribal Council, including the Chairman of the Tribal Council and the Vice-Chairman of the Tribal Council, where a signature indicates a vote for this Resolution, (b) the Tribal Council Secretary shall attempt to obtain signatures for members of the Tribal Council personally, (c) no signature shall mean that the respective Tribal Council member is against this Resolution, (d) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature, and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

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 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 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 FEBRUARY 6, 2018 duly adopted by a vote of 9 for, 0 against, and 0 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).

 2/6/18  2/6/2018
Ronnie Lupe, Tribal Chairman Date Doreen T. Numkena, Tribal Secretary Date

Resolution No. 01-2018-25

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution initiated the 5th day of February, 2018.

Presented Personally by Tribal Council Secretary (TCS)-Indicated by Initials




Ronnie Lupe
Tribal Chairman

2/5/18

Date Signed

DTN TCS Initials



Kasey Velásquez
Vice Chairman

2-5-18

Date Signed

DTN TCS Initials

Arnold Beach, Sr.
District I Council Member

Date Signed

TCS Initials



Tony Alsenay
District I Council Member

1-31-18

Date Signed

DTN TCS Initials

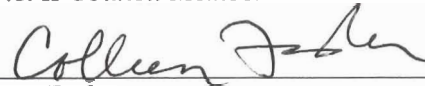


Jerold Alaha
District II Council Member

1/31/18

Date Signed

DTN TCS Initials



Colleen Faden
District II Council Member

1/31/18

Date Signed

DTN TCS Initials



Ralph Thomas
District III Council Member

1/31/18

Date Signed

DTN TCS Initials



Floyd Walker
District III Council Member

2/01/18

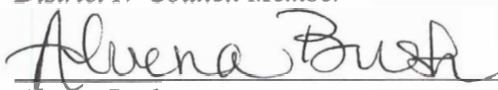
Date Signed

DTN TCS Initials

Jerome Kasey III
District IV Council Member

Date Signed

TCS Initials



Alvena Bush
District IV Council Member

1/31/18

Date Signed

DTN TCS Initials



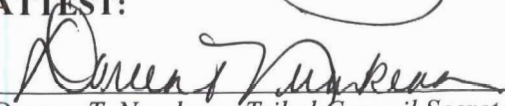
Everett Massey
District IV Council Member

31-JAN-18

Date Signed

DTN TCS Initials

ATTEST:



Doreen T. Numkena, Tribal Council Secretary

2/5/2018

Date Signed