



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Memorandum of Understanding for NACOG Weatherization Program)

WHEREAS, this Memorandum of Understanding (“MOU”) is between Northern Arizona Council of Governments (“NACOG”) Weatherization Program and White Mountain Apache Tribe (“WMAT”) for the period of March 1, 2018 to June 30, 2018; and

WHEREAS, NACOG will allocate Department of Energy (“DOE”) funds through the Weatherization Program to retrofit homes on the Fort Apache Indian Reservation; and

WHEREAS, NACOG will track all data needed for reporting and billing of completed jobs, provide all forms for monthly record keeping; and

WHEREAS, NACOG Weatherization Contractors will complete all weatherization projects; and

WHEREAS, NACOG will determine if a project will meet all DOE requirements; and

WHEREAS, WMAT will provide NACOG with eligible households who qualify for weatherization services under DOE income guidelines by March 12, 2018 and provide necessary permits required for weatherization services; and

WHEREAS, in the event that misunderstandings or differences of opinion occur with regard to policies and procedures necessary to accomplish these objectives, the staff and appropriate supervisor from the respective Agencies will meet to reach a solution. In the event that a resolution is not achieved, the Directors or their Agency counterparts will meet to resolve the issue, and

WHEREAS, the Tribal Council of the White Mountain Apache Tribe concurs with the presentation of the Planning Department and finds it in the best interest of the Tribe to approve the memorandum of agreement.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Memorandum of Understanding between Northern Arizona Council of Governments Weatherization Program and White Mountain Apache Tribe.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby acknowledges this Memorandum of Understanding with NACOG and understands MOU can be terminated by either party given thirty (30) day written notice at any given time during the term of the MOU.

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


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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.

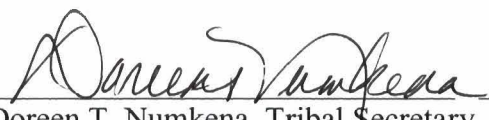
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on **FEBRUARY 14, 2018** duly adopted by a vote of **SEVEN** for, **ZERO** against, and **THREE** 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

2/15/18
Date



Doreen T. Numkena, Tribal Secretary

2/20/2018
Date