



# WHITE MOUNTAIN APACHE TRIBE

## A Sovereign Tribal Nation

### **(Reinstating Sunrise Park Resort's Ability to Designate Sunrise Agents and Signatories for Sunrise Operations)**

- WHEREAS,** the Sunrise Park Resort is a business entity of the White Mountain Apache Tribe and the Sunrise Park Resort Plan of Operations, adopted by the White Mountain Apache Tribal Council Resolution No. 10-2012-159, establishes the Sunrise Park Resort Board of Directors to govern the Sunrise operations; and
- WHEREAS,** the Sunrise Plan of Operations authorizes Sunrise Park Resort to establish their own bank accounts and other accounts necessary to conduct standard business operations, which includes the ability for Sunrise to designate its own agents and signatories for Sunrise operations; and
- WHEREAS,** the WMAT Council dismissed the Sunrise Board of Directors as well as the Sunrise executive management on December 13, 2017, of which certain individuals that were dismissed, were also authorized agents and signatories on behalf of Sunrise; and
- WHEREAS,** the WMAT Council, through Council Resolution No. 12-2017-281, designated Interim Sunrise General Manager Roger Leslie and WMAT Treasurer Deron Peaches, as agents and signatories for Sunrise operations for emergency purposes; and
- WHEREAS,** the WMAT Council has appointed a new Sunrise Board and through official Sunrise Board action, the Sunrise Board has selected its new officers and designated new signatories for Sunrise operations, including bank signatories, Interim General Manager Roger Leslie, Board President Tara Chief, Board Treasurer Keith Johnson, and Board of Director Rica Girardi; and
- WHEREAS,** the Sunrise Board is requesting the WMAT Council to reinstate Sunrise Park Resort's ability to designate its own agents and signatories, remove the agents and signatories Deron Peaches and Roger Leslie as identified in Council Resolution No. 12-2017-281, as well as reinstating Sunrise's ability to carry out its duties as stated in the Plan of Operations.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby reinstates Sunrise Park Resort's ability to determine its own agents and signatories for Sunrise operations in accordance with Sunrise's official decision-making process.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby rescinds previous WMAT Council Resolution No. 12-2017-281, that designates Roger Leslie and Deron Peaches as agents authorized to sign bank, commercial, and other business agreements on behalf of Sunrise Park Resort, and further reinstates all Sunrise Park Resort's authority and duties as stated in the Plan of Operations.

**Resolution No. 02-2018-40**

**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 20, 2018** 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).

	<u>2/26/18</u>		<u>2/26/2018</u>
Ronnie Lupe, Tribal Chairman	Date	Doreen T. Numkena, Tribal Secretary	Date