



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(P.L. 93-638 Forest Products Harvesting Permits)

- WHEREAS,** the Bureau of Indian Affairs currently issues Forest Products Harvesting Permits (fire wood and miscellaneous forest product permits) for home use or resale purposes per 25 CFR Part 163.26 and the White Mountain Apache Tribe's Natural Resource Code; and
- WHEREAS,** P.L. 93-638 Indian Self-Determination and Education Assistance Act provides for the full participation of Indian tribes in programs and services conducted by the Federal government for Indians and to encourage the development of human resources of the Indian people; and
- WHEREAS,** the federal annual budgeting approval process has encountered numerous Continuing Resolutions in the past decade causing frequent disruptions in federal program services and a lack of planning in providing uninterrupted services in the event of a government shutdown as it relates to issuing fire wood permits to tribal members; and
- WHEREAS,** Tribal Forestry has demonstrated its ability to meet and exceed current contracted Bureau of Indian Affairs Programs and desires to contract the firewood permitting process; and
- WHEREAS,** Tribal Forestry is requesting of the Tribe to submit an application to contract said function and enter into negotiations with the Bureau of Indian Affairs, Fort Apache Agency for funding and scope of work requirements; and
- WHEREAS,** the Tribal Council concurs with the Tribal Forestry and finds it in the best interest of the Tribe to contract and negotiate with the Bureau of Indian Affairs, Fort Apache Agency for funding and scope of work requirements for the Forest Products Harvesting Permits.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby supports and agrees to enter into a PL 93-638 contract with the BIA for the Forest Products Harvesting Permits (fire wood and miscellaneous forest product permits) function and negotiate funding and scope of work.

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 Federal Laws, 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.

Resolution No. 03-2018-63

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 **MARCH 7, 2018** duly adopted by a vote of **SIX** for, **THREE** against, and **ONE** 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	<u>3/12/18</u> Date	 _____ Doreen T. Numkena, Tribal Secretary	<u>3/13/2018</u> Date
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