



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing a Lease of the Cibecue Gym to Rainbow Treatment Center)

WHEREAS, the Tribal Council in Resolution 06-2010-177, on June 15, 2010, transferred management and control over the Cibecue Gym to the Division of Health Programs for it to use the facility for programs and services in the Cibecue community; and

WHEREAS, the Rainbow Treatment Center is a program the Tribe under the Division of Health Programs; and

WHEREAS, the Rainbow Treatment Center has begun to conduct programs and services at the Cibecue Gym under the authorization and direction of the Division of Health Programs; and

WHEREAS, the Rainbow Treatment Center has completed a preliminary assessment of the structural deficiencies at the Cibecue Gym, and plans to undertake extensive renovation of the facility; and

WHEREAS, to justify the proper expenditure of program funds for this purpose, the Rainbow Treatment Program needs confirmation that it can hold and utilize the facility for its programs and services on a long-term basis; and

WHEREAS, the Division of Health Programs recommends that the Tribe assign the Cibecue Gym to the Rainbow Treatment Center; and

WHEREAS, as a program of the Tribe, Rainbow Treatment Center would renovate and operate the facility on behalf of the Tribe for the benefit of the community of Cibecue.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the assignment of the Cibecue Gym and appurtenant property to the Rainbow Treatment Center, on the condition that the facility is renovated to restore the facility to a safe, healthy and sound condition and used by Rainbow Treatment Center to provide appropriate programs and services consistent with Rainbow's mission for the benefit of Cibecue community members and guests.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that prior Resolution 06-2010-177 is hereby modified to document that the transfer of the Cibecue Gym to the Division of Health Programs is instead transferred to Rainbow Treatment Center, with the consent and recommendation of the Division of Health Programs.

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

Resolution No. 01-2019-02

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 Chairwoman, or in her 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 **December 03, 2019** duly adopted by a vote of **ELEVEN** 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).

 1.18.19  1-18-19
Gwendena Lee-Gatewood, Chairwoman Date Doreen T. Numkena, Tribal Secretary Date