



WHITE MOUNTAIN APACHE TRIBE
A Sovereign Tribal Nation

**(Authorizing the Division of Transportation to apply for the FY2021
Competitive Funding Opportunity: Areas of Persistent Poverty Program
Grant through FTA in the Estimated Amount of Between \$100,000.00 and
\$300,000.00)**

- WHEREAS,** The Constitution of the White Mountain Tribe of the Fort Apache Reservation (“Constitution) provides, at Article IV, Section 1(a) that the Tribal Council (“Council”) shall exercise the power “To represent the Tribe and act in all matters that concern the welfare of the Tribe”; and
- WHEREAS,** The Constitution also provides, at Article IV, Section (j) that the Council shall exercise the power “To accept grants and donations from any person, State or the United States”; and
- WHEREAS,** The White Mountain Apache Tribe’s (“Tribe”) Division of Transportation (“DOT”) operates the Fort Apache Connection Transit Program that provides transit services for the residents of the Fort Apache Indian Reservation; and
- WHEREAS,** DOT has identified a grant opportunity in the form of the FY2021 Competitive Funding Opportunity: Areas of Persistent Poverty Program Grant (“Grant”) solicited by the Federal Transit Administration; and
- WHEREAS,** DOT plans on applying for the Grant, and if awarded, the funding in the estimated amount of between \$100,000.00 and \$300,000.00 will be used to assist in the expansion of the Fort Apache Connection Transit Program, specifically for planning and design of a Transit substation in Cibecue; and
- WHEREAS,** The Grant requires a tribal match of 10%, which will be paid from the FAIR Transit #1 Project funding (H52T6100); and
- WHEREAS,** DOT, this day, seeks the authorization of the Council to apply for the FY2021 Competitive Funding Opportunity: Areas of Persistent Poverty Program Grant, and if awarded, requests authorization to use FAIR Transit #1 Project funding (H52T6100) to pay for the 10% tribal match requirement; and

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WHEREAS, The Council has reviewed DOT's request and finds that authorizing DOT to apply for this Grant, and if awarded, use FAIR Transit #1 Project funding (H52T6100) to pay for the 10% tribal match requirement, will enable the Tribe to receive needed funding to expand the Fort Apache Connection Transit Program, and is in the best interests of the Tribe and its members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Division of Transportation to apply for the FY2021 Competitive Funding Opportunity: Areas of Persistent Poverty Program Grant through the Federal Transit Administration (FTA) to assist in the enhancement of the Fort Apache Connection Transit Program, under the White Mountain Apache Tribe's Division of Transportation.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Division of Transportation is hereby authorized, if awarded the Grant, to use FAIR Transit #1 Project funding (H52T6100) to pay for the 10% tribal match requirement.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Division of Transportation is hereby instructed to make a timely and complete submission of the required documents and materials to the granting agency by the grant deadline.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that should the grant be awarded, the Division of Transportation and the Finance Division are instructed to develop and implement a budget for receipt and expenditures of funds received pursuant to the Grant.

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 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 August 4, 2021 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).

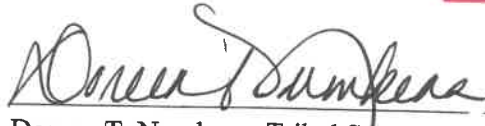
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Gwendena Lee-Gatewood, Chairwoman

8/9/21

Date



Doreen T. Numkena, Tribal Secretary

8-10-2021

Date