



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

## **(Approving \$3.8 Million Agreement between Hon-dah Resort Casino and Flatwater Solutions Company for Interior Design, Procurement and Installation of New Furnishings)**

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**WHEREAS,** The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(i) that the Tribal Council (“Council”) shall exercise the power, “To manage all economic affairs and enterprises of the Tribe...”; and

**WHEREAS,** On December 15, 2021, via Resolution No. 12-2021-267 the Council authorized repayment of \$3,876,211.25 in unreimbursed administrative pay costs to Hon-Dah Resort Casino (“Hon-Dah”) to be utilized for Renovation and Remodeling, to keep Hon-Dah competitive in the local and external hospitality markets; and

**WHEREAS,** Hon-Dah has identified Flatwater Solutions Company as a suitable prime contractor for the design, procurement, and installation of new furnishings for Hon-Dah;

**WHEREAS,** Hon-Dah and Flatwater Solutions Company have arrived at a Prime Firm Fixed Price Contract for the services, in the amount of \$3,800,000.00 (attached and incorporated herein by reference); and

**WHEREAS,** Hon-Dah, this day, presents the Prime Firm Fixed Price Contract for Council’s approval; and

**WHEREAS,** Council finds that approving the attached Prime Firm Fixed Price Contract between Hon-Dah and Flatwater Solution Company for design, procurement, and installation of new furnishings for Hon-Dah 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 the attached Prime Firm Fixed Price Contract between Hon-Dah and Flatwater Solution Company, in the amount of \$3,800,000.00 for design, procurement, and installation of new furnishings for Hon-Dah is hereby approved.

**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.

***Resolution No. 09-2022-235***

**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 **SEPTEMBER 14, 2022** duly adopted by a vote of **NINE** 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 November 10, 2021, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

KASEY Velasquez      9.21.22  
Kasey Velasquez, Chairman      Date

Vaneyssa Johnson      9/22/22  
Vaneyssa Johnson, Tribal Secretary      Date