



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approving July 18 & 19, 2022 Tribal Council Meeting Minutes)

WHEREAS, pursuant to Article XI, Section 3, of the Constitution of the White Mountain Apache Tribe, the Secretary of the Tribal Council is responsible for keeping and maintaining minutes of all Council meetings; and

WHEREAS, pursuant to Article XIII, Section 5 of the Constitution of the White Mountain Apache Tribe, the order of business requires a reading of the minutes; and

WHEREAS, the Tribal Council Secretary requested approval of the attached meeting minutes prepared from the Tribal Council meetings held on July 18 & 19, 2022, and

WHEREAS, the Tribal Council finds it in the best interest of the White Mountain Apache Tribe to approve the meeting minutes from the Tribal Council meetings held on July 18 & 19, 2022, as prepared and presented by the Tribal Council Secretary.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the briefs with supporting meeting minutes from the Tribal Council meetings held on July 18 & 19, 2022, as prepared and presented by the Tribal Council Secretary.

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 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 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 OCTOBER 24, 2022 duly adopted by a vote of SEVEN 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).

Kasey Velasquez 10-24-22 Vaneysa Johnson 10/25/22
Kasey Velasquez, Tribal Chairman Date Vaneysa Johnson, Tribal Secretary Date



TRIBAL COUNCIL MEETING MINUTES

Special Council Meeting Minutes

July 18 & 19, 2022 – 9:00 A.M.

HonDah & Executive Conference Room

I. CALL TO ORDER

- A. The meeting was called to order at 9:14 A.M. by Chairman Velasquez
- B. Prayer was offered by Travis Tessay
- C. Roll Call: Chairman Kasey Velasquez, Vice Chairman – Jerome Kasey, Arnold Beach, Travis Tessay, Jerold Altaha, Renaldo Dazen, Aubrey Aday, Annette Tenijieth, Gary Alchesay, Mariddie Craig, Verna Westover. Attorney's: Anthony Lee, Kim Cromwell, Matt McReynolds.

II. NEW BUSNIESS

- A. Approval of (3) Resolutions and MOU

Jonathan Brooks presented he said all these are current existing projects. The first one he presented is for a grant proposal for Emory Oak Project. Councilwoman Craig asked if there was a budget attached to this project. Mr. Brooks stated that he will provide the budget Wednesday. Jonathan Brooks said this is under Resolution Copper Mining Company and referred to Resolution 01-2020-01 and it states that the funding will be coming from Resolution Copper and he said that he saw the opportunity and took it. Chairman Velasquez said that anything that comes from Resolution Copper we have to be aware of this. He said we all know that there is still an ongoing dispute and the tribe has navigated when it pertains to Resolution Copper. Matt McReynolds stated that this grant is sponsored by the National Fish and Wildlife Program and said this will provide additional funding for the tribes participation of the Emory Oak Program, sponsored by Resolution Copper but in exchange will litigate and provide extra habitat for more Emory Oak.

- Motion by Renaldo Dazen, seconded by Travis Tessay to approve resolution Authorizing White Mountain Apache Tribe to Submit Grant Proposal for American The Beautiful Grant for Emory Oak Project.

Vote: 8-0-0. Motion passed.

Jonathan Brooks stated that this resolution is a Contract with the White Mountain Apache Tribe and LiDAR, he said that the Tribe approved by Tribal Resolution 04-2022-69 to conduct a LiDAR mapping and vegetation imagery of the reservation and BIA has awarded and approved the project and has a contract with the Tribe which identifies that Northwest Management Inc. (NWMI) completed the proposal to do the specific work and that proposal is part of the Award Contract. Mr. Brooks said this has to do with anything regarding our trees on the reservation. The contractor has to line up flights to do mapping and these contactors need to present before the Tribal Council and this is to approve this contract for a contractor. Jonathan said that Northwest Management has worked with the Tribe for many years and they are qualified to do this work. Matt McReynolds stated that he reviewed the contract and there are some issues. He asked about the insurance because of the helicopter work and insurance should be in place. Who owns the data that they collect.



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Mr. McReynolds said the idea is good but has an issue with the second “be it resolved” and strike the whole second clause. I would add to the clause up above subject to review by the Legal Department. Mr. Brooks said they understand that the information collected the data belongs to the White Mountain Apache Tribe. He also said the funding is through BIA.

Motion by Vice Chairman based on subject to Legal review, second by Renaldo Dazen.

- Approving Northwest Management Inc. as the Contractor With WMAT for LiDar Vegetation Inventory per Tribal Procurement Code Section 5.3 and 5.4

Vote: 8-0-0. Motion passed.

Jonathan Brooks said that the Tribe passed a resolution 06-2010-184 authorizing Northern Arizona University to study White Pine Blister Rust on the Fort Apache Indian Reservation. Mr. Brooks said the disease still poses a risk and the 10 year monitoring period has arrived necessitating NAU to continue to conduct their research. He said the information gained through this research will be made available to the Tribe and BIA to better manage the forests and specifically the White Pine in the scientific literature. He also stated that this portion be added in the resolution stating that the Tribe requests that Tribal Forestry enter into a Memorandum of Understanding be developed with NAU to continue this research. Vice Chairman Kasey asked if this resolution is to approve an actual MOU or to enter into a MOU with NAU. Vice Chairman also asked if they would be coming back with an MOU. Mr. Brooks said only if it is required. Matt McReynolds said that for whatever reason we authorized NAU to come and do this study and retrieve data and had no agreement with them. Meaning we never discussed how they would collect the data, how they would use the data and how long they would be here. Mr. McReynolds recommended that they need some sort of agreement in writing that will provide the terms. Chairman Velasquez said this resolution is TABLED.

- Authorizing Northern Arizona University to Continue Research on White Pine Blister Rust, Approving Data To Be Used in Publication Materials, and Approving Tribal Forestry To Enter Into A Memorandum of Understanding with NAU to Continue White Pine Research Into the Future

Vote: **TABLED** until the MOU is also presented.

EXECUTIVE SESSION

Motion by Vice Chairman Jerome Kasey, seconded by Renaldo Dazen for Executive Session 10:15 AM.

- B. Discussion on issues with the Legal Department



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Motion by Renaldo Dazen, seconded by Vice Chairman Jerome Kasey to come out of executive 11:43 AM

Lunch Break 11:51 AM

Chairman Velasquez called meeting back to order at 1:06 PM

EXECUTIVE SESSION

Motion by Mariddie Craig, seconded by Aubrey Aday for Executive Session 1:07 PM.

- C. Discussion on issues with Apache Enterprise
- D. Discussion on issues with DHP/RTC
- E. Discussion on issues with Game & Fish
- F. Discussion on issues with Sunrise

Motioned by Renaldo Dazen, seconded by Aubrey Aday to come out of executive session 7:25 PM.

IV.ADJOURNMENT - Chairman Velasquez adjourn meeting at 7:28 P.M, and meeting to resume Tuesday, July 19, 2022 starting at 9 AM to 11 AM in the Executive Conference Room.



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Special Council Meeting Minutes

July 18 & 19, 2022 – 9:00 A.M.

HonDah & Executive Conference Room

July 19, 2022 Meeting continuing
Executive Conference Room

- A. The meeting was called to order at 9:05 A.M. by Chairman Velasquez
- B. Prayer was offered by Annette Tenijieth
- C. Roll Call: Chairman Kasey Velasquez, Vice Chairman – Jerome Kasey, Arnold Beach, Travis Tessay, Jerold Altaha, Renaldo Dazen, Aubrey Aday, Annette Tenijieth, Gary Alchesay, Mariddie Craig, Verna Westover. Attorney's: Anthony Lee, Kim Cromwell.

Chairman Velasquez opened the meeting at 9:05 AM

He said the discussion of RTC (Rainbow Treatment Center) and DHP (Division of Health Programs) have been resolved. He also added that Fish & Game is also being resolved, Sunrise Park Resort he said sounds like they are doing a good job from listening to them. Councilman Alchesay asked about kicker stables, how is that operating? Attorney General Lee said that kicker has a business license to operate at Sunrise.

EXECUTIVE SESSION

Motioned by Renaldo Dazen, seconded by Travis Tessay to go into executive session 9:15AM.

Motioned by Arnold Beach, seconded by Vice Chairman Jerome Kasey to come out of executive session 10:28 AM.

Motioned by Gary Alchesay, seconded by Renaldo Dazen

- Removing Apache Enterprise General Manager
Vote: 9-0-2. Motion passed.

Motioned by Renaldo Dazen, seconded by Aubrey Aday

- Appointing Letha Cosay as Interim Apache Enterprise General Manager
Vote: 10-0-1. Motion passed.

Councilwoman Annette Tenijieth said that another incident happened with Twin Rivers Towing. She asked why this company is still working on the Reservation. She also asked if a Cease and Desist Letter was ever sent to Twin Rivers Towing. Annette stated that it is a month now and nothing is being done. Vice Chairman requested that District III Tribal Council Members withdraw their motion regarding Twin Rivers Towing and he will entertain a new motion.

Motioned by Vice Chairman Jerome Kasey is to inform the Police Department with a resolution that Twin Rivers Towing, Navapache Towing and the other three names included. Is no longer



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allowed to do business with the Whiteriver Police Department and taken off rotation due to no business license. Because their business license expired back in March, to have all vehicles released from March 2021. Start the exclusion process and to inform Ralph Thomas of this decision.

Councilwoman Annette Tenjieth and Councilman Aubrey Aday with-drew their motion to exclude the Company Twin Rivers Towing off the White Mountain Apache Tribe.

Motion seconded by Arnold Beach.

Vote: 10-0-0. Motion passed.

Meeting adjourned at 10:59 AM.