



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Selecting Northwest Management Inc. as the Contractor to Conduct the LiDAR Vegetation Inventory, and Approving \$3,845,055.00 Agreement for the Same.)

WHEREAS, The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(b) that the Tribal Council (“Council”) shall exercise the power, “To negotiate, make and perform contracts and agreements of every description, not inconsistent with federal law or this constitution, with any person, associations, or corporation...”; and

WHEREAS, By Council Resolution No. 04-2022-69, the Council approved a resolution to conduct LiDAR mapping and vegetation imagery of the Fort Apache Indian Reservation (“Reservation”); and

WHEREAS, The Bureau of Indian Affairs (“BIA”), after completion of the Request for Proposal process, proposes that the project be performed by Northwest Management Inc. (“NWMI”); and

WHEREAS, A contract between the Tribe and NWMI is still being drafted and negotiated; and

WHEREAS, Section 5.3 and 5.4 of the Tribe’s Procurement Policy and Procedures require Council approval for awards over \$100,000.00; and

WHEREAS, NWMI’s bid of \$3,845,055.00 exceeds that threshold amount; and

WHEREAS, Council finds that the selection of NWMI as a contractor to complete the LiDAR survey of the Reservation, and approving a contract for the same, 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 Northwest Management Inc. is hereby selected as the contractor to complete the Tribe’s LiDAR vegetation mapping survey, and the contract for the same is 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. 10-2022-259

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 **OCTOBER 24, 2022** duly adopted by a vote of **SIX** for, **ZERO** against, and **TWO** 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 10-24-22
Kasey Velasquez, Chairman Date

Vaneysa Johnson 10/25/22
Vaneysa Johnson, Tribal Secretary Date