



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Allocating \$15 Million in Tribal Funds to be Set-Aside for the Purpose of Meeting Tribal Payroll in 2023-2024)

WHEREAS, The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(k) that the Tribal Council shall exercise the power, “To appropriate Tribal funds for Tribal purposes and to expend such funds in accordance with an annual budget”; and

WHEREAS, The Tribal Council has discussed and determined a path to safeguard and meet its payroll obligations for this year and the coming year; and

WHEREAS, After discussions with the Tribal Treasurer, it has been determined that allocating \$15 million to be set aside for the purpose of meeting payroll obligations is an urgent and prudent course of action; and

WHEREAS, It has been proposed that these funds be allocated from sources, as follows:

- \$5 million from the Local Assistance and Tribal Consistency Fund grant, the Tribe recently received;
- \$10 million from the Tribe’s unspent ARPA funds, thus deobligating certain unspent ARPA funds and reallocating to meet payroll obligations, and;
- Any remaining, if necessary, to come from the anticipated settlement funds from the Federal Claims Court Trust Fund case; and

WHEREAS, Tribal Council finds that making these allocations, at this time will secure the necessary funds to meet the Tribe’s payroll obligations, 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 \$15 million is hereby allocated for the purpose of meeting the Tribe’s payroll obligations for the remainder of 2023 and 2024, to be funded as follows:

- \$5 million from the Local Assistance and Tribal Consistency Fund grant, the Tribe recently received;
- \$10 million from the Tribe’s unspent ARPA funds, thus deobligating certain unspent ARPA funds and reallocating to meet payroll obligations, and;
- The remaining, if necessary, to come from the anticipated settlement funds from the Federal Claims Court Trust Fund Case.

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


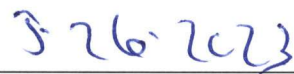
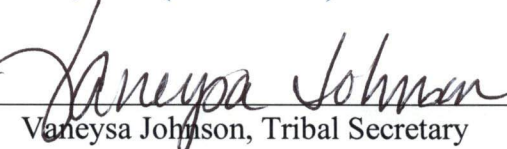
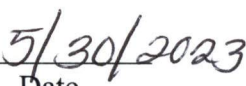
Resolution No. 05-2023-118

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 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 **MAY 3, 2023** 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 November 10, 2021, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

   
Kasey Velasquez, Chairman Date Vaneysa Johnson, Tribal Secretary Date