



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

**(Approving Architectural and Design Services Agreement between the Tribe and Buffalo Design Architects for the Design of a New Public Works Building in the Amount of \$133,300.00)**

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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(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 the State of Arizona or the United States...”; and

**WHEREAS,** The White Mountain Apache Public Works Department, last year suffered a catastrophic fire at their facility, and at this time, require construction of a new building so that they can keep meeting the Tribe’s needs (the “Project”); and

**WHEREAS,** The Tribe’s Project Manager advertised a request for proposals for the architecture and design phase of the Project, and has selected Buffalo Design Architects from among the bidders; and

**WHEREAS,** The Tribe and Buffalo Design Architects have negotiated an agreement for architectural and project management services, in the amount of \$133,300.00 (“Agreement”) attached and incorporated herein); and

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

**WHEREAS,** Public Works, this day, requests approval of the attached Agreement between the Tribe and Buffalo Design Services; and

**WHEREAS,** The Council has reviewed and considered the Agreement and finds that approving it will enable the Public Works to continue meeting the Tribe’s needs, 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 the attached architectural design and project management services agreement between the Tribe and Buffalo Design Architects for the new White Mountain Apache Public Works building, in the amount of \$133,300.00 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. 06-2023-145**

**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 JUNE 7, 2023 duly adopted by a vote of TEN 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).

<u>Kasey Velasquez</u>	<u>6/9/2023</u>	<u>Vaneysa Johnson</u>	<u>06/12/2023</u>
Kasey Velasquez, Chairman	Date	Vaneysa Johnson, Tribal Secretary	Date