



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approving Contract with Global Data Specialists, Inc. for Supervisory Control and Data Acquisition System)

WHEREAS, The Constitution of the White Mountain Apache Tribe ("Tribe") of the Fort Apache Indian Reservation ("Constitution") provides, in Article IV, Section 1(a) that the Tribal Council ("Council") shall exercise the power "[t]o represent the Tribe and act in all matters that concern the welfare of the Tribe, and to make decisions not inconsistent with or contrary to this constitution", in Section 1(b), the power "[t]o negotiate, make and perform contracts and agreements of every description, not inconsistent with federal law or this constitution, with any person, association, or corporation...", and in Section 1(f), the power "[t]o protect and preserve the... water rights of the Tribe"; and

WHEREAS, The Tribe, through its Tribal Utility Authority ("TUA"), Planning Department, and Water Resources, in partnership with the Indian Health Services ("IHS"), seeks a qualified professional SCADA (Supervisory Control and Data Acquisition) Integrator to provide a complete design and installation of electrical controls for remote monitoring of the existing water and wastewater facilities across the Fort Apache Indian Reservation, including the Cibecue Community Water System and future facilities in the WMAT Rural Water System; and

WHEREAS, Through a competitive, qualification-based procurement process in accordance with the WMAT Financial Policies and federal procurement requirements, Global Data Specialists, Inc. ("Consultant") was selected based upon their qualifications, expertise in the SCADA field, and cost-efficient proposal to perform professional technical consulting services on behalf of the Tribe, as outlined in the attached proposed contract with the accompanying scope of work and budget (Attachment A); and

WHEREAS, This SCADA project will be funded by existing grant funding available through Water Resources, Tribal Utility Authority, as well as IHS funding for water projects, and future P.L. 93-638 funding from the Bureau of Reclamation; and

WHEREAS, The proposed contract between the Tribe and the Consultant will extend to September 30, 2025, with an option to renew upon mutual agreement between the parties; and

WHEREAS, The Tribal Council recognizes the importance of maintaining and upgrading the Tribe's water and wastewater facilities with the necessary SCADA improvements to benefit the Tribe and its members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the contract with Global Data Specialists, Inc. to implement a fully functional Supervisory Control and Data Acquisition System on the Fort Apache Indian Reservation, in accordance with the contract attached and incorporated herein by reference.

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 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 07, 2024, 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).

Kasey Velasquez 5.7.2024
Kasey Velasquez, Chairman Date

Vaneyssa Johnson 05/13/2024
Vaneyssa Johnson, Tribal Secretary Date