



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing the Division of Transportation to Apply for the Better Utilizing Investments to Leverage Development Transportation Discretionary Grants Program for Route 12 Cibecue Road)

WHEREAS, The Constitution of the White Mountain Apache Tribe (Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(j) that the Tribal Council (“Council”) shall exercise the power “To accept grants and donations from any person, State of the United States”; and

WHEREAS, The Tribe through their Division of Transportation (“DOT”) would like to submit an application to apply for the Federal Highway Administration (“FHWA”) Better Utilizing Investments to Leverage Development Transportation Discretionary (“BUILD”) Grants Program for Route 12 Cibecue Road; and

WHEREAS, If awarded, the funding will be used to assist and construct the Route 12 Cibecue Road; and

WHEREAS, The Tribal Council has reviewed the proposal by DOT and finds that applying for BUILD grants presents the Tribe valuable opportunities to improve infrastructure on the Fort Apache Reservation.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Division of Transportation to apply for Federal Highway Administration (“FHWA”) Better Utilizing Investments to Leverage Development Transportation Discretionary (“BUILD”) Grants Program for Route 12 Cibecue Road.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Division of Transportation is hereby instructed to make timely and complete submissions of the required documents and materials to the granting agency by the grant deadline.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that should the grants be awarded, the Division of Transportation and the Finance Division are instructed to develop and implement a budget for receipt and expenditures of funds received pursuant to the Grant.

Resolution No. 07-2019-142

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 Chairwoman, or in her 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 July 3, 2019 duly adopted by a vote of NINE for, ZERO against, and ONE 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).

	<u>7-9-19</u>		<u>7-9-19</u>
Gwendena Lee-Gatewood, Chairwoman	Date	Doreen T. Numkena, Tribal Secretary	Date