



**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**

(Authorizing WMAPD Budget Modification and Salary Increase for Albert Burnette)

WHEREAS, pursuant to Article IV, Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and

WHEREAS, Albert Burnette, an enrolled member of the Tribe and an employee at the White Mountain Apache Police Department, this day reported problems associated with granting his salary increase; and

WHEREAS, Mr. Burnette had left WMAPD for another position and WMAPD had sought his return at a mutually agreed upon, higher wage that was competitive;

WHEREAS, even though funds were available in WMAPD's budget, due to unfilled positions and other savings, WMAPD did not process a budget modification for the new rate negotiated for Mr. Burnette's position; and

WHEREAS, in the absence of the budget modification, Mr. Burnette's salary was returned to the original rate; and

WHEREAS, Mr. Burnette seeks the increase and back pay; and

WHEREAS, the Tribal Council, after consulting with Police Department and Public Safety personnel, agrees that Mr. Burnette should receive his hourly wage of \$26.50 and back pay, but that WMAPD should also process a budget modification for such purposes.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that:

1. Albert Burnette is hereby authorized to receive \$26.50 per hour, and back pay from the date he was re-hired.
2. WMAPD is hereby directed to process a budget modification to the date Mr. Burnette was re-hired, subject to available funds as may be available or otherwise appropriated for WMAPD's budget for Fiscal Year 2007-2008 such that there is no net increase in WMAPD's overall budget due to the change in wage rate for Mr. Burnette.

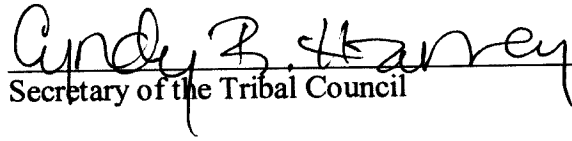
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice Chairwoman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

Resolution No. 04-2008-77

The foregoing resolution was on April 9, 2008, duly adopted by a vote of FIVE for, ZERO against and THREE abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (i), (j), (k), (s), (t) and (u) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).



Chairman of the Tribal Council



Secretary of the Tribal Council