



# WHITE MOUNTAIN APACHE TRIBE

*A Sovereign Nation Exercising Self-Governance  
Over the Fort Apache Indian Reservation*

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## **Resolution No. 01-2013-17**

### **( Placing Vital Records Under Tribal Council Secretary's Supervision and Directing that Personnel Conflicts First be Resolved Using Personnel Policies and Other Relevant Policies Prior to Intervention at the Highest Level of Government )**

**WHEREAS,** the Tribal Council of the White Mountain Apache Tribe ("Tribe") is entrusted by the Tribe's Constitution to act in all matters that concern the welfare of the Tribe, to manage all economic affairs and enterprises of the Tribe, and to regulate subordinate organizations for economic and other purposes; and

**WHEREAS,** in recent months, a dispute arose between the Tribal Council Secretary and Vital Records staff. As supervisor of the Tribal Council Secretary, the Tribal Chairman determined that it was in the Tribe's best interest to formally separate Vital Records from the Tribal Secretary's Office, so as to avoid conflict; and

**WHEREAS,** on this day, Councilwoman Theresa Larzelere has raised a concern, respectfully, regarding the Tribal Chairman's recent separation of Vital Records from the Tribal Council Secretary's Office. The Councilwoman's main concern is whether all other avenues for conflict resolution had been exhausted prior to the Chairman's action, including adhering to Tribal Council Resolution No. 05-2012-25, that reinforces the Tribal government's use of a chain-of-command; and

**WHEREAS,** after much discussion and deliberation regarding concerns of authority and other related matters, the Tribal Council has determined that it is in the Tribe's best interest to revert the Office of Vital Records to its previous state under the direct supervision of the Tribal Council Secretary.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that the Office of Vital Records shall serve under the umbrella of the Tribal Council Secretary's Office. Any personality conflicts, grievances or other problems arising as a result of this conflict should go through the proper channels first, prior to seeking resolution at the highest level of government.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby acknowledges the Chairman's authority to supervise the Tribal Council Secretary, pursuant to Tribal Resolution No. 05-2012-25; however, the Tribal Council also recognizes the importance of allowing Directors and Supervisors to manage their staff with minimal interference from the Tribal Council or the Chairman.

**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 it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances or Federal Laws, this Resolution shall be declared null and void and have no legal effect.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Acting Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution. In the event that the Chairman fails to delegate signatory authority to an Acting Chairman, the Vice-Chairman may sign.

The foregoing resolution was on JANUARY 2, 2013 duly adopted by a vote of FIVE for and ZERO against and ZERO abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (k), (s), (t) and (u) of the Tribal Constitution, 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).

  
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Ronnie Lupe, Chairman

1-5-13  
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Date

  
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Mariddie J. Craig, Secretary

1-15-13  
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Date