



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

( **Rescinding Resolution 08-2017-202** )

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**WHEREAS,** the Tribal Council of the White Mountain Apache Tribe met and after discussion passed Resolution 08-2017-202; and

**WHEREAS,** the Tribal Council has previously passed a resolution, 05-2012-25, that declares that the Tribal Council shall not intervene in personnel issues below the Director level; and

**WHEREAS,** the Tribal Council, after reconsideration, has determined that resolution 08-2017-202 goes against the precedent established in the earlier resolution; and

**WHEREAS,** the Tribal Council does not wish to set new precedent and circumvent the established grievance process; and

**WHEREAS,** the Tribal Council has decided that it is in the best interest of the Tribe to Rescind resolution 08-2017-202; and

**WHEREAS,** given the urgency of settling this issue and avoiding personnel conflicts, the Tribal Council further finds that the rescinding of the resolution needs to be considered and made outside of its regularly scheduled meeting; and

**WHEREAS,** the Tribal Council further finds that: (1) this Resolution may be voted upon by signature of a member of the Tribal Council where a signature indicates a vote for this Resolution, (2) the Tribal Council Secretary should attempt to obtain signatures for members of the Tribal Council personally, (3) no signature would mean that the respective Tribal Council member is against this Resolution, (4) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby rescinds Resolution 08-2017-202.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby reaffirms the intent of Resolution 05-2012-25, that the Tribal Council shall not address employment disputes below the level of Director, Manager, or Supervisor, unless they arise pursuant to the narrow exception provided in the Tribe's Personnel Policies.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request described herein, this Resolution may be voted upon as follows: (a) by

**Resolution No. 08-2017-203**


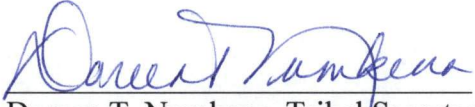
signature of a member of the Tribal Council, including the Chairman of the Tribal Council and the Vice-Chairman of the Tribal Council, where a signature indicates a vote for this Resolution, (b) the Tribal Council Secretary shall attempt to obtain signatures for members of the Tribal Council personally, (c) no signature shall mean that the respective Tribal Council member is against this Resolution, (d) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature, and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

**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 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 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.

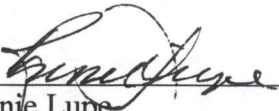
The foregoing resolution was on August 30, 2017 duly adopted by a vote of 8 for, 1 against, and 0 abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

	<u>8/30/17</u>		<u>8/30/2017</u>
Ronnie Lupe, Tribal Chairman	Date	Doreen T. Numkena, Tribal Secretary	Date



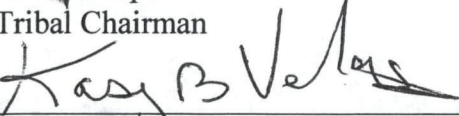
Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No: 08-2017-203 initiated the 30th day of August 2017.

Presented Personally by Tribal Council Secretary (TCS)-Indicated by Initials

  
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Ronnie Lupe  
Tribal Chairman

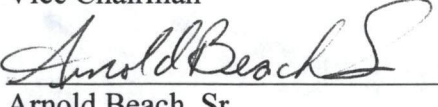
8-30-17  
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Date Signed

DTM TCS Initials

  
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Kasey Velasquez  
Vice Chairman

8-30-17  
\_\_\_\_\_  
Date Signed

DTM TCS Initials

  
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Arnold Beach, Sr.  
District I Council Member

Aug 30, 2017  
\_\_\_\_\_  
Date Signed

DTM TCS Initials

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Tony Alsenay  
District I Council Member

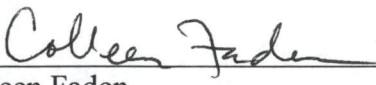
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TCS Initials

  
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Jerold Altaha  
District II Council Member

8-30-17  
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Date Signed

DTM TCS Initials

  
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Colleen Faden  
District II Council Member

8-30-17  
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Date Signed

DTM TCS Initials

  
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Ralph Thomas  
District III Council Member

8/30/2017  
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Date Signed

DTM TCS Initials

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Floyd Walker  
District III Council Member

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Date Signed

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TCS Initials

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Jerome Kasey III  
District IV Council Member

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Date Signed

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TCS Initials

  
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Alvena Bush  
District IV Council Member


8/30/17  
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Date Signed

DTM TCS Initials

  
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Everett Massey  
District IV Council Member

8-30-17  
\_\_\_\_\_  
Date Signed

DTM TCS Initials

**ATTEST:**  
  
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Doreen T. Numkena, Tribal Council Secretary

8/30/2017  
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Date Signed