



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

## **(Extending COVID-19 Related Restrictions and Guidelines Until June 20th, and Implementing Additional Measures)**

---

**WHEREAS,** The Constitution of the White Mountain Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(a) that the Tribal Council (“Council”) shall exercise the power, “To represent the Tribe and act in all manners that concern the welfare of the Tribe, and to make decisions not inconsistent with or contrary to this constitution”; and

**WHEREAS,** The World Health Organization declared a Public Health Emergency of International Concern regarding COVID-19 on January 30, 2020. The U.S. Department of Health and Human Services declared a Public Health Emergency related to COVID-19 on January 31, 2020. The Tribe issued an Emergency Declaration due to COVID-19 on March 12, 2020; and

**WHEREAS,** As of June 1, 2020, there are a total of 769 positive COVID-19 diagnoses on the Fort Apache Indian Reservation (“Reservation”), with seven confirmed deaths; and

**WHEREAS,** In light of the continued growth of COVID-19 on the Fort Apache Indian Reservation, the Tribal Council has a compelling government interest to take additional measures to protect the health and safety of the public.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby implements the following measures:

1. All current restrictions and guidelines effectuated by all prior resolutions related to the WMAT COVID-19 Incident shall be maintained through June 20, 2020.
2. All Tribal employees must adhere to the Tribe’s Stay-at-Home Order by practicing self-quarantine measures in anticipation of the Tribe’s back to work start date of June 22, 2020. Noncompliance with this provision shall result in the revocation of any further paid leave due to the COVID-19 Incident.
3. All department and program directors, supervisors, or their designee shall establish a “Back-to-Work Plan” for their respective department, which shall be consistent with all local guidance and recommendations.

**Resolution No. 06-2020-119**

4. It is hereby clarified that exercise is permitted under the currently enacted restrictions, provided:
- i. Exercise in groups shall not be permitted;
  - ii. Masks shall be employed whenever persons exercising come closer than 6feet from one another;
  - iii. No exercise shall be conducted during hours for which curfew is imposed; and
  - iv. All exercise shall be conducted adjacent to a person's homesite or within community boundaries or city limits.

**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 JUNE 2, 2020 duly adopted by a vote of ELEVEN 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 September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).



Gwendena Lee-Gatewood, Chairwoman

Date

6/8/2020



Doreen T. Numkena, Tribal Secretary

Date

6/8/2020