



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

## **(Adopting the Tribe's Revised Phased Reopening Plan)**

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**WHEREAS,** The Constitution of the White Mountain Apache Tribe ("Tribe") of the Fort Apache Indian Reservation ("Constitution") provides, at Article IV, Section 1(a) that the Tribal Council ("Council") shall exercise the power "[t]o represent the tribe and act in all matters that concern the welfare of the Tribe, and to make decision not inconsistent with or contrary to this constitution"; and

**WHEREAS,** The Tribe made an Emergency Declaration on March 12, 2020 in response to the worldwide COVID-19 pandemic which activated the Emergency Operation Center ("EOC") whose priority is the prevention and mitigation of COVID-19 on the Fort Apache Indian Reservation ("Reservation"); and

**WHEREAS,** On August 5, 2020 The Council approved initiating Phase One of the Reopening Plan (the "Plan"), which began on August 10, 2020; and

**WHEREAS,** On September 3, 2020 the Tribal Council modified the Plan and subsequently approved the implementation of Phase Two with modifications; and

**WHEREAS,** The EOC has accordingly revised, condensed and updated the Plan ("Revised Reopening Plan") attached and incorporated herein by reference, and, this day, presents it for approval, with the following:

- Updated Phased Reopening Plan (attached and incorporated by reference);
- Revised Funeral Arrangement and Services Policy (attached and incorporated by reference);
- Tailgate Vendors Guidelines (attached and incorporated by reference); and
- Recommendation that vendor area be designated as between the Whiteriver Restaurant and Game and Fish Department, and a prohibition on vending between H-Market and the Tribe's Personnel Department.

**WHEREAS,** After review, the Council finds that adopting the Revised Phased Reopening Plan and the above-listed policies, guideline and recommendation is in the best interests of the Tribe and its members.



***Resolution No. 10-2020-245***

**NOW THEREFORE BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby adopts the Tribe's Revised Phased Reopening Plan.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby also approves, as attached, the:


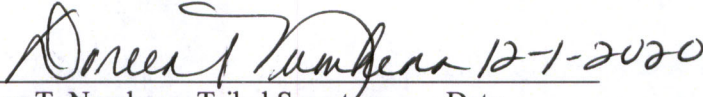
- Updated Phased Reopening Plan;
- Revised Funeral Arrangement and Services Policy;
- Tailgate Vendors Guidelines; and
- Recommendation that vendor area be designated as between the Whiteriver Restaurant and Game and Fish Department, and a prohibition on vending between H-Market and the Tribe's Personnel Department.

**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 **OCTOBER 12, 2020** duly adopted by a vote of **EIGHT** for, **TWO** 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	Doreen T. Numkena, Tribal Secretary
12/1/2020	12-1-2020
Date	Date



### **Emergency Phase:**

- Emergency Operation Center Activated
- Restrict workforce to Emergency Employees Only
- Stay at Home Order activated
- Funeral Restrictions in Place
- Religious Gatherings Restrictions in Place
- Reservation curfew in effect from 8:00 pm to 5:00 am
- All outdoor recreation activities prohibited

### **Phase One:**

- Restrict workforce to Emergency Employees Only
- Tribal departments and organizations may resume maintenance work
- Tribal departments and organizations may resume outdoor work
- Tribal departments and organizations may resume construction work
- Tribal departments and organizations open to the public by appointment only which means by telephone or virtually as identified in policy
- All tribal department and organization supervisors, coordinators and directors must report back to work including those deemed non-emergency
- Tribal member fishing allowed according to current ordinances
- Tribal member hunting allowed, including antlers, according to current ordinances
- Woodcutting allowed if no red flag warnings according to current ordinances
- Reservation curfew remains at 8pm

### **Phase Two:**

- All tribal department and organizations employees return to work and practice social distancing where possible which means departments and organizations may implement modified, staggered, rotations to achieve social distancing as allowed in policy and approved by the department director or supervisor
- Tribal departments and organizations open to the public by appointment only which means by telephone or virtually as approved and identified by policy
- Church services resume
- Sunrise Dance Ceremonies resume
- Non-resident visitors allowed to visit reservation for recreational purposes with strict adherence to guidelines such as wearing of mask, social distancing, and practicing proper handwashing etiquette
- Non-member fishing allowed according to current ordinances
- Reservation curfew in effect from 10:00 pm to 5:00 am, reservation businesses should adjust schedules accordingly
- Outdoor camping allowed according to current ordinances

**Phase Three:**

- All tribal department and organizations employees resume “regular business hours” as in 8am to 5pm, where possible. Departments open to the public by appointment according to policy.
- Outdoor sports and activities may resume including horseshoe, volleyball, basketball, and baseball, and tailgate.

**Return to a Modified Normal:**

All activities from Phase One, Two, and Three continue with current guidance in place including but not limited to:

Wearing a Mask

Social Distancing

Washing hands or using a safe hand sanitizer

Avoiding large crowds

**Back to Normal:**

- Vaccine available
- Treatment available
- All restrictions lifted

All current and applicable guidelines and restrictions including facemask wearing, hand washing or hand sanitizer usage, and social/physical distancing are in effect unless otherwise noted.

White Mountain Apache Tribe  
Public Health Emergency Preparedness  
Emergency Operations Center

Pandemic Response

Policy Title: Temporary Restrictions on Funeral Arrangements and Services

Policy Date: 08/31/2020

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POLICY STATEMENT

- The White Mountain Apache Tribe (Tribe) made an Emergency Declaration on March 12, 2020 in response to the worldwide Coronavirus 2019 (COVID-19) pandemic. This declaration activated the Emergency Operations Center (EOC) whose main priorities are the mitigation and prevention of COVID-19 on the reservation. The Tribe recognizes the sensitive and somber time death brings to families; this is further complicated by the pandemic which has disrupted the grieving process for families across the reservation. Families may honor their loved ones with a private graveside viewing and graveside service.

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Policy Guidelines

All funerals on the Fort Apache Indian Reservation are hereby restricted to graveside or church services with the following restrictions:

1. All graveside viewings and service shall not last longer than 2 hours:
  - 1-hour viewing
  - 1-hour service
2. All church viewings and service shall not last longer than 2 hours:
  - 1-hour viewing
  - 1-hour service
3. All burials, regardless of graveside or church service, shall not exceed 2 hours:
  - 1-hour filling
  - 1-hour decorating of gravesite
4. Viewing and services are limited to 50 guests.
5. Organizers and guests must always wear a facemask during the graveside viewing and service.



6. Organizers and guests must physically distance themselves from other non-household members.
7. Children must accompany their parents and should be monitored.
8. Individuals who are ill are encouraged to stay home.
9. Organizers and guests must cover their coughs and sneezes.

Organizers must:

1. Provide access to a hand washing station or hand sanitizer for all guests.
2. Provide tissue for coughs and sneezes.
3. Set up garbage containers and dispose of these containers after service.
4. Ensure all tribal guidelines and restrictions are observed.

If organizers desire to serve food as part of the service, the following are the minimum guidelines that must be adhered, in addition, to all IHS Office of Environmental Health guidelines as outlined in the Food Vendors Guidelines.

White Mountain Apache Tribe  
Public Health Emergency Preparedness  
Emergency Operations Center

Pandemic Response

Policy Title: Tailgate Vendors Guidance

Policy Date: 08/31/2020

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POLICY STATEMENT

- The White Mountain Apache Tribe (Tribe) made an Emergency Declaration on March 12, 2020 in response to the worldwide Coronavirus 2019 (COVID-19) pandemic. This declaration activated the Emergency Operations Center (EOC) whose main priorities are the mitigation and prevention of COVID-19 on the reservation. This guidance is provided to ensure tailgate vendors practice safety measures during the COVID-19 pandemic.

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Policy Guidelines

All food items should be prepared, cooked, and packaged at home. On-site cooking is prohibited. Food should be cooked to the proper temperature depending on what ingredients are being used, and vendors should have a method to keep time and temperature control for safety foods cold (41 degree F or less) or hot (13 degrees F or more) while selling.

In addition to all local guidelines, food vendors must adhere to the following:

- All tailgate vendors must possess a current Food Handler Cards issued by the Indian Health Service. Cards should be posted so that they are easily visible for all customers to observe.
- Tailgate vendors must possess and post a valid permit issued by the appropriate Tribal Department.
- Tailgate vendors must be healthy.
- Tailgate vendors must wear face masks at all times. Masks should be clean and worn properly, covering both the nose and mouth.
- Tailgate vendors must not have been instructed by WMAT EOC, CHR or a health provider to be in isolation or quarantine within the last 14 days.
- Each vendor must have a hand wash station with soap and single service paper towels.
- All tailgate vendors must have clean hands and practice proper handwashing techniques as outlined by the CDC.
- Tailgate vendors must use gloves properly.
- Tailgate vendors must maintain social distance at all times throughout the food service process, including while placing orders and serving customers.

- Booths are set up at least 25 feet from other booth to minimize crowding, or as determined by appropriate tribal department
- Customers are spaced at least 6 feet apart, unless from the same household, while standing in line and waiting to order or waiting for their food.
- Single-serve articles are furnished to patrons at all times such as paper/Styrofoam cups, plates, paper napkins, plastic silverware, etc.
- Communal condiments are not available for customers use. Vendors should offer individually packaged condiments or the vendor applies for the customer.
- All food orders should be “to-go” and no eating onsite.
- Vendors should not offer samples from open sources of food to reduce the risk of contamination.
- A three compartment (wash, rinse, and sanitize) station provided by the vendor, must be set up to clean all utensils on site.
- Cleaning and sanitizing products should be available and used for all food contact surfaces.
- Vendors must have a metal-stemmed thermometer that is properly calibrated for taking food temperatures. This can be a dial head or digital. Temperatures of food should be taken when it arrives to insure it is 135 F or higher or 41 F or less.
- Any leftover food beyond allowable time frames MUST not be sold.

For tailgate and other food item sales, the following hours must be adhered to:

Breakfast food sale hours are:	6:00 am until 9:00 am
Lunch food sale hours are:	11:00 am until 2:00 pm
Dinner food sale hours are:	5:00 pm until 8:00 pm

Online food sales must also abide by these same guidelines.