

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

WHEREAS, the Tribal Council of the White Mountain Apache Tribe, the governing body on the Fort Apache Indian Reservation, is hereby requested by the John F. Kennedy School Board to waive Indian Preference in order to employ a non-Indian; and

WHEREAS, according to Bureau of Indian Affairs, Education Contract Personnel, 62 BIAM 11.44 WAIVER OF INDIAN PREFERENCE the Tribal governing body, or school boards with written delegation of such authority from the tribal government, may waive the Indian Preference laws with respect to a specific personnel action regarding a non-Indian employee (already employed) or a job applicant, and such waivers are only to be granted on a case-by-case basis; and

WHEREAS, the local school board of John F. Kennedy Day School has selected Mr. Clarence J. Richard, Jr. as their choice for the Principal position at the school, by Resolution No. 92-01-JFK of the John F. Kennedy Day School Board, attached hereto and incorporated by reference herein.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby supports the John F. Kennedy Day School Board's action and waives the Indian Preference as provided under Bureau of Indian Affairs, Education Contract Personnel, 62 BIAM 11.44 WAIVER OF INDIAN PREFERENCE.

The foregoing resolution was on August 12, 1992, duly adopted by a vote of eight for and one against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) of the Amended Constitution and Bylaws of the Tribe, ratified by the Tribe June 27, 1958, and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

Signatures of the members of the Tribal Council represent their approval of Tribal Resolution No. 08-92-251.

Ronnie Lupe
Ronnie Lupe
Tribal Chairman

Lafe Altaha
Lafe Altaha
Vice Chairman

OPPOSED
Judy Dehose
District I Council Member

Nashley Tessay, Sr.
Nashley Tessay, Sr.
District I Council Member

Kino Kane
Kino Kane
District II Council Member

Slim Quay
Slim Quay
District II Council Member

Randall Massey, Jr.
Randall Massey, Jr.
District III Council Member

ABSENT
Phillip R. Stago, Jr.
District III Council Member

Frank Endfield, Jr.
Frank Endfield, Jr.
District IV Council Member

ABSENT
Raymond Endfield, Jr.
District IV Council Member

Herbert Tate
Herbert Tate
District IV Council Member

ATTEST:

RECEIVED

AUG 17 1992

FORT APACHE INDIAN AGENCY
WHITERIVER, ARIZONA

Virginia M. Dalton
Virginia M. Dalton
Tribal Council Secretary
WHITE MOUNTAIN APACHE TRIBE