



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

(Approving Second Continuance of Fiscal Year 2008-2009 Budget)

- WHEREAS**, pursuant to Article IV, Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and
- WHEREAS**, the Tribal Council previously approved a one-year tribal budget for the 2008-2009 fiscal budget year pursuant to Resolution No. 11-2008-270; and
- WHEREAS**, the most recent authority for continuance of the FY 2008-2009 budget was for thirty (30) days effective April 30, 2009, pursuant to Resolution no. 04-2009-118; and
- WHEREAS**, as of this date, the Tribal Council, by and through the Budget and Finance Committee, is undertaking a review of program and enterprise budgets for fiscal year May 1, 2009 through April 30, 2010; and
- WHEREAS**, the budget review is not yet completed and for that reason the Tribal Council adopts this budget continuation to maintain program budgets at the Fiscal Year 2008-2009 level; and
- WHEREAS**, the Tribal Council finds that a continuance of the Fiscal Year 2008-2009 budget is in the best interest of the programs, enterprises and the Tribe and that said continuance shall continue in force and effect until such time as the Tribal Council may review and consider the Fiscal Year 2009-2010 budget; and
- WHEREAS**, the Tribal Council further finds that the continuance shall commence on June 1, 2009 and continue for thirty (30) days and should be implemented at 1/12 the budget level of Fiscal Year 2008-2009 and should be subject to all applicable prior resolutions, including but not limited to Resolution Nos. 11-2008-272 and 03-2009-64; and
- WHEREAS**, the Tribal Council further finds that expenditures under the budget continuance should only be for salary and utility line items, with travel being restricted only if deemed necessary and critical for the continuing operation of the program or enterprise, and all other expenditure requests should be approved by the Finance and Budget Committee; and
- WHEREAS**, given the urgency of the budget deadline, the Tribal Council further finds that this continuing 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

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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.

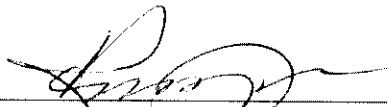
THEREFORE BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that a continuance of the Fiscal Year 2008-2009 budget is hereby authorized for all Tribal Enterprises and Central Tribe departments for a period of thirty (30) days, beginning on June 1, 2009 at a level not to exceed the Fiscal Year 2008-2009 budget level on a per month pro rata basis (i.e. 1/12), subject to all applicable prior resolutions, including but not limited to Resolution Nos. 11-2008-272 and 03-2009-64.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the expenditures under the budget continuance shall only be for salary and utility line items, with travel being restricted only if deemed necessary and critical for the continuing operation of the program or enterprise, and all other expenditure requests shall be approved by the Finance and Budget Committee.

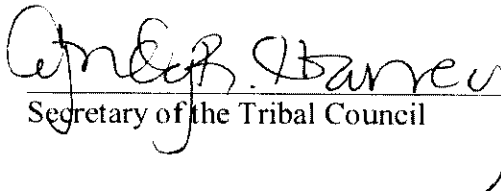
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request described herein, this Resolution may be voted upon as follows: (a) by signature of a member of the Tribal Council, including the Chairman of the Tribal Council and the Vice-Chairwoman 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 the Chairman, or in his absence the Vice-Chairwoman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on May 26, 2009, adopted by a vote of EIGHT for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (h), (i), (k), (s), (t) and (u) of the Constitution of the Tribe, 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).



Chairman of the Tribal Council



Secretary of the Tribal Council

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 05-2009-158 initiated the 26th day of May 2009.

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

TCS Initials

Ronnie Lupe
Tribal Chairman

Date Signed

TCS Initials

Margaret Baha-Walker
Vice Chairwoman

Date Signed

05/26/09
Date Signed

CM TCS Initials

Arnold Beach, Sr.
District I Council Member

5-28-09
Date Signed

CM TCS Initials

Evangeline Gatewood
District I Council Member

TCS Initials

Victoria Brewer
District II Council Member

Date Signed

5-27-09

CM TCS Initials

Rubert Lupe, Sr.
District II Council Member

05/26/09
Date Signed

CM TCS Initials

Alvin DeClay, Sr.
District III Council Member

5/26/09
Date Signed

CM TCS Initials

Kirk Massey, Sr.
District III Council Member

5/26/09
Date Signed

CM TCS Initials

Noland Clay
District IV Council Member

May 26 09
Date Signed

CM TCS Initials

Wayne Colelay, Jr.
District IV Council Member

5-26-09
Date Signed

CM TCS Initials

Reno Johnson, Sr.
District IV Council Member

ATTEST:

5.29.09
Date Signed

Cindy R. Harvey, Tribal Council Secretary