



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

**(Approving Fourth 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-one (31) days effective July, 1, 2009, pursuant to Resolution no. 07-2009-209; 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 August 1, 2009 and continue for thirty-one (31) 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 respective Tribal Council member is against this Resolution, (4) the Tribal Council

**Resolution No. 07-2009-261**

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.

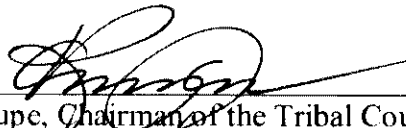
**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that a continuance of the Fiscal Year 2008-2009 budget is hereby authorized for all Tribal Enterprises and Central Tribe departments for a period of thirty-one (31) days, beginning on August 1, 2009 at a level not to exceed the 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.

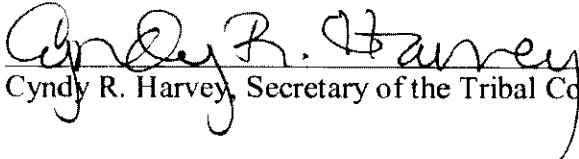
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the expenditures under the budget continuance shall only be for salary and utility line items, with travel being restricted only if deemed necessary and critical for the continuing operation of the program or enterprise, 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 July 31, 2009, adopted by a vote of SIX 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).

  
\_\_\_\_\_  
Ronnie Lupe, Chairman of the Tribal Council

  
\_\_\_\_\_  
Cyndy R. Harvey, Secretary of the Tribal Council

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 07-2009-261 initiated the 31<sup>st</sup> day of July 2009. Presented Personally by Tribal Council

Secretary (TCS)-Indicated by Initials

cm TCS Initials

Ronnie Lupe  
Ronnie Lupe  
Tribal Chairman

\_\_\_\_\_  
Date Signed

\_\_\_\_\_  
TCS Initials

\_\_\_\_\_  
Margaret Baha-Walker  
Vice Chairwoman

\_\_\_\_\_  
Date Signed

cm TCS Initials

Arnold Beach, Sr.  
Arnold Beach, Sr.  
District I Council Member

July 31, 2009  
Date Signed

\_\_\_\_\_  
TCS Initials

\_\_\_\_\_  
Evangeline Gatewood  
District I Council Member

\_\_\_\_\_  
Date Signed

\_\_\_\_\_  
TCS Initials

\_\_\_\_\_  
Victoria Brewer  
District II Council Member

\_\_\_\_\_  
Date Signed

\_\_\_\_\_  
TCS Initials

\_\_\_\_\_  
Rubert Lupe, Sr.  
District II Council Member

\_\_\_\_\_  
Date Signed

\_\_\_\_\_  
TCS Initials

\_\_\_\_\_  
Alvin DeClay, Sr.  
District III Council Member

\_\_\_\_\_  
Date Signed

cm TCS Initials

Kirk Massey, Sr.  
Kirk Massey, Sr.  
District III Council Member

7/31/09  
Date Signed

cm TCS Initials

Noel and Clay  
Noel and Clay  
District IV Council Member

7/31/09  
Date Signed

cm TCS Initials

Wayne Colelay, Jr.  
Wayne Colelay, Jr.  
District IV Council Member

7-31-09  
Date Signed

cm TCS Initials

Reno Johnson, Sr.  
Reno Johnson, Sr.  
District IV Council Member

7-31-09  
Date Signed

ATTEST:

Cindy R. Harvey  
Cindy R. Harvey, Tribal Council Secretary

7.31.09  
Date Signed