



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

(Approving Exception to Cost Containment Resolutions to Allow for Annual Leave Transfer)

- WHEREAS,** pursuant to Article IV, Section 1(a) and 1(s) 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,** Melissa Colelay Bonney, a Grant Writer for the Planning Department of the White Mountain Apache Tribe, is requesting emergency assistance in the form of an Annual Leave transfer; and
- WHEREAS,** to date, Ms. Bonney has used all of the Annual Leave which she has accumulated during her employment; and
- WHEREAS,** Ms. Bonney has been at her spouse's bedside at Good Samaritan Hospital in Phoenix, Arizona since July 25th, where he is awaiting his second surgery due to complications related to his chronic illness, cocci meningitis; and
- WHEREAS,** Mr. Ermon Colelay, Program Manager of the Tribe's Child Find Program, and Melissa's father, is willing to transfer 120 hours of Annual Leave to support this family so they will not have to experience financial hardships during this process; and
- WHEREAS,** Mr. Ermon Colelay, who served as the Chairperson of the Budget and Finance Committee, understands that his request is prohibited by the cost containment resolutions in place and explained this to the Budget and Finance Committee; and
- WHEREAS,** Mr. Ermon Colelay was advised by the Budget and Finance Committee to proceed with a Tribal Council resolution to obtain approval for an exception to the Cost Containment limitation on Annual Leave Transfers in this instance; and
- WHEREAS,** given the urgency of this request for an exception to allow an Annual Leave transfer, the Tribal Council further finds that the request 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 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 an exception shall be made to the Cost Containment resolution allowing Ermon Colelay to transfer 120 hours of Annual Leave to Melissa Colelay Bonney to assist her family.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event of any inconsistency between this Resolution and any other resolution and any other policy of the Tribe, this Resolution shall govern, supersede and apply.

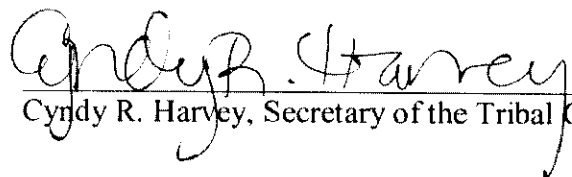
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request described herein, this Resolution may be voted upon as follows: (a) by signature of a member of the Tribal Council, including the Chairman of the Tribal Council and the Vice-Chairwoman 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 August 6, 2009, duly 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), (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

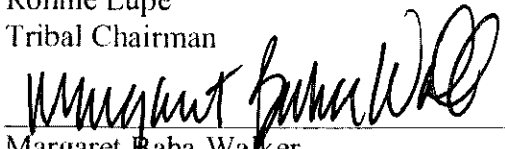
Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 08-2009-265 initiated the 6th day of August 2009.

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

TCS Initials

Ronnie Lupe
Tribal Chairman

Date Signed





TCS Initials

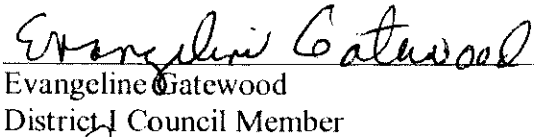
Margaret Baha-Walker
Vice Chairwoman

Date Signed

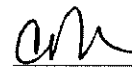
TCS Initials

Arnold Beach, Sr.
District I Council Member

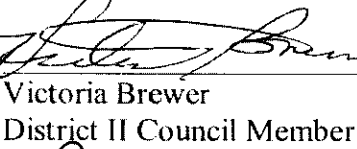
Date Signed


Evangeline Gatewood
District I Council Member

08.07.09
Date Signed



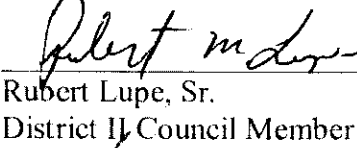
TCS Initials


Victoria Brewer
District II Council Member

Date Signed



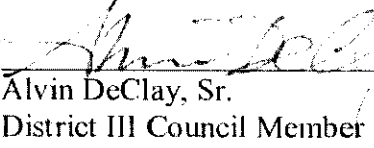
TCS Initials


Rubert Lupe, Sr.
District II Council Member

8-7-09
Date Signed



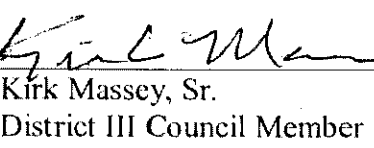
TCS Initials


Alvin DeClay, Sr.
District III Council Member

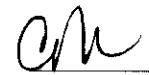
08/06/09
Date Signed



TCS Initials


Kirk Massey, Sr.
District III Council Member

8/5/09
Date Signed

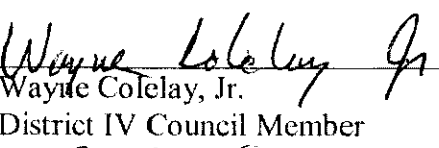


TCS Initials

Noland Clay
District IV Council Member

Date Signed

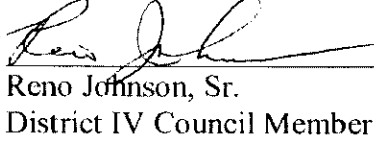
TCS Initials


Wayne Colelay, Jr.
District IV Council Member

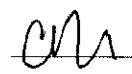
Aug-7-09
Date Signed



TCS Initials

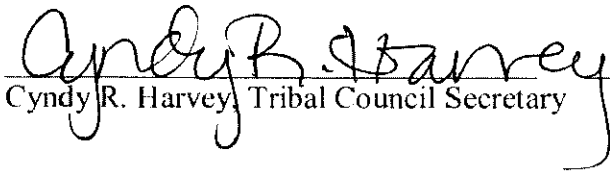

Reno Johnson, Sr.
District IV Council Member

8-6-09
Date Signed



TCS Initials

ATTEST:


Cyndy R. Harvey, Tribal Council Secretary

8-7-09
Date Signed