



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

(Imposing Moratorium on Radio Reports for Tribal Council and Political Candidates)

- 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 White Mountain Apache Tribe is preparing for a General Election, scheduled for February 3, 2010, for the Primary Election and May 5, 2010, for the General Election; and
- WHEREAS**, it is customary for members of the Tribal Council, including Chairman and Vice-Chairman, to cease their local radio reports on KNNB-FM prior to the election period to maintain a semblance of fairness and to curtail the potential abuse of airtime for political purposes; and
- WHEREAS**, the Tribal Council finds that candidates for public office within the Tribe, such as Council Member positions, should be similarly prohibited from making reports of any kind on KNNB until the day after the General Election at the earliest, even if such reports are made within a professional capacity or as an employee of the Tribe or its enterprises, as this may give the public an appearance of impropriety or a tainted democratic process; and
- WHEREAS**, the Tribal Council finds that a cessation of radio reports by Tribal Council members and candidates for Public Office is in the best interest of the Tribe and further finds that reports may resume after Tribal Elections are held and all Public Office positions have been certified as final by the Elections Commission, presumably the day after the General Election; and
- WHEREAS**, the Tribal Council finds that this Resolution should be considered outside of the Tribal Council's regularly scheduled meeting in order to meet the Tribal Council's objectives of ensuring fairness and to prevent abuse of airtime leading up to the General Election; 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 members 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.

Resolution No. 11-2009-355

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that all radio reports on KNNB-FM cease for the Chairman, Vice Chairman, Tribal Council and candidates for Public Office effective immediately until a day after the results are certified final by the Elections Commission.


BE IT FURTHER RESOLVED by the Tribal Council that it hereby agrees to make this critical decision outside of its regularly scheduled meeting in order to avoid delay and to prevent potential abuse of airtime for political purposes.

BE IT FURTHER RESOLVED by the Tribal Council 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 members 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.

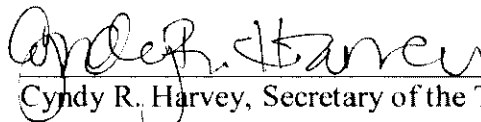
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

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.

This resolution was on November 5, 2009, duly adopted by a vote of SEVEN for and ZERO against by the White Mountain Apache Tribal Council, pursuant to authority vested in it by Article IV, Section 1 (a), (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. 10-2009-355 initiated the 3rd day of November 2009. Presented Personally by Tribal Council Secretary (TCS)-Indicated by 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

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

TCS Initials

Kirk Massey, Sr.
District III Council Member

Date Signed

TCS Initials

Noland Clay
District IV Council Member

Date Signed

TCS Initials

Wayne Colefay, Jr.
District IV Council Member

Date Signed

TCS Initials

Reno Johnson, Sr.
District IV Council Member

Date Signed

TCS Initials

ATTEST:

Cyndy R. Harvey, Tribal Council Secretary

Date Signed

Date Signed