



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

**(Amending Resolution 01-2010-01 to Authorize Annual Leave Payout)**

- 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 has been informed that Mariddie Craig is undergoing hardship due to her husband's illness and the Tribal Chairman, Ronnie Lupe, has offered to provide 80 hours of annual leave to Mariddie Craig to help her during this difficult time; and
- WHEREAS,** *Resolution No. 01-2010-01* authorized a transfer of annual leave, making an exception to the cost containment policy provided by *Resolution No. 08-2009-292*, but did not expressly authorize an annual leave payout; and
- WHEREAS,** annual leave payouts are strictly prohibited by the Tribe's Cost Containment *Resolution No. 08-2009-292*, and the Legal Department recommends against the continued authorization of exceptions to the Cost Containment Resolution for this purpose; and
- WHEREAS,** although it is prohibited by the Cost Containment Resolution, the Tribal Council finds it in the best interest of the Tribe to support Tribal members during difficult times and therefore recommends allowing a one-time exception to the Cost Containment *Resolution No. 08-2009-292* to authorize Chairman Ronnie Lupe to transfer 80 hours of annual leave to Mariddie Craig and an annual leave payout to follow; and
- WHEREAS,** given the urgency of this request, the Tribal Council further finds that the authorization of an annual leave transfer and subsequent payout 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 it hereby authorizes a transfer of 80 annual leave hours from Chairman Ronnie Lupe to Mariddie Craig to help her through this difficult time.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes an annual leave payout on the 80 hours of annual leave transferred from Chairman Ronnie Lupe to Mariddie Craig.

**Resolution No. 01-2010-06**

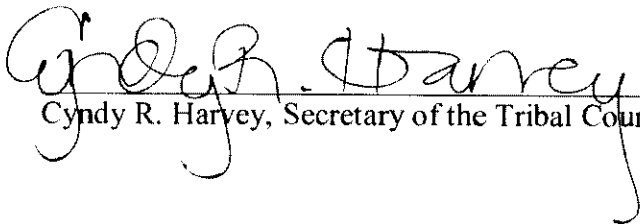
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request described herein, this Resolution may be voted upon as follows: (a) by signature of a member of the Tribal Council, including the Chairman of the Tribal Council and the Vice-Chairwoman 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 in the event of an inconsistency between this Resolution and any 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 document necessary to effectuate the intent of this Resolution.

The foregoing resolution was on January 14, 2010, duly 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), (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).

  
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Ronnie Lupe, Chairman of the Tribal Council

  
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Cyndy R. Harvey, Secretary of the Tribal Council

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 01-2010-06 initiated the 14th day of January 2010. Presented Personally by Tribal Council Secretary (TCS)-Indicated by Initials

[Signature]  
Ronnie Lupe  
Tribal Chairman  
Date Signed  
[Signature] TCS Initials

[Signature]  
Margaret Baha-Walker  
Vice Chairwoman  
Date Signed 1/13/10  
[Signature] TCS Initials

Arnold Beach, Sr.  
District I Council Member  
Date Signed  
TCS Initials

Evangeline Gatewood  
District I Council Member  
Date Signed  
TCS Initials

[Signature]  
Victoria Brewer  
District II Council Member  
Date Signed 1/12/10  
1/12/09  
[Signature] TCS Initials

[Signature]  
Rubert Lupe, Sr.  
District II Council Member  
Date Signed 1-11-10  
[Signature] TCS Initials

Alvin DeClay, Sr.  
District III Council Member  
Date Signed  
TCS Initials

[Signature]  
Kirk Massey, Sr.  
District III Council Member  
Date Signed 1/13/10  
[Signature] TCS Initials

Noland Clay  
District IV Council Member  
Date Signed  
TCS Initials

[Signature]  
Wayne Colelay, Jr.  
District IV Council Member  
Date Signed 1-13-2010  
[Signature] TCS Initials

Reno Johnson, Sr.  
District IV Council Member  
Date Signed  
TCS Initials

ATTEST:  
[Signature]  
Cindy R. Harvey, Tribal Council Secretary  
Date Signed 1. 14. 10