



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

**(Delegating Executive Authority to Tribal Chairman)**

**WHEREAS,** pursuant to Article IV, Section 1(a) and 1(s) (t) (u) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and to act in all matters that concern the welfare of the Tribe; and

**WHEREAS,** on April 12, 2006, by *Resolution No. 04-2006-96*, the Tribal Council amended the *Personnel Policies and Procedures Manual* ("*Personnel Policies*") to clarify that the Tribal Council has the sole authority to make confirmable and emergency appointments and has executive authority over Directors and key employees of all Tribal Departments and Enterprises; and

**WHEREAS,** in amending the *Personnel Policies*, the Tribal Chairman's authority to make key personnel decisions was thereby limited and subject to the constitutional authority vested in the Tribal Council through Article IV, Sections 1(b), (i) and (s) of the *Constitution of the White Mountain Apache Tribe* ("*Constitution*"); and

**WHEREAS,** *Section 1(A)(1)* of the *Personnel Policies* was further amended as follows: "any substantive changes, exemptions or waivers of the Personnel Policy Manual may only be made by the Tribal Council by Resolution"; and

**WHEREAS,** in accordance with *Section 1(A)(1)* of the *Personnel Policies* as described above, the Tribal Council finds it in the best interests of the White Mountain Apache Tribe to rescind Resolution No. 04-2006-96 and to delegate the authority vested in the Tribal Council by the Constitution to the Tribal Chairman for the purpose of authorizing and empowering the Tribal Chairman to make key personnel appointments, emergency appointments and to use his discretion in exercising executive authority over Directors and key employees of Tribal Departments and Enterprises, including Program Managers, and Tribal Departments and Enterprises generally.


**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby rescinds Resolution No. 04-2006-96 and delegates the authority vested in the Tribal Council by the Constitution of the White Mountain Apache Tribe to the Tribal Chairman for the purpose of authorizing and empowering the Tribal Chairman to make key personnel and emergency appointments and to use his discretion in exercising executive authority over Directors and key

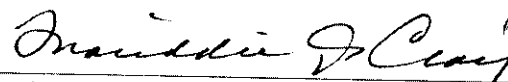
personnel, including Program Managers of the Tribe's Departments and Enterprises, and Tribal Departments and Enterprises generally.

**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 on the same subject matter 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 Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on MAY 6, 2010 duly adopted by a vote of NINE for and TWO 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), (i), (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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Mariddie J. Craig, Secretary of the Tribal Council