

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

## (Approving Aaron James Full-time Position and Back-pay)

WHEREAS, Aaron James, a Tribal Member, is a part-time "on-call" Tribal Employee and has worked under such status for an extended period of time; and

WHEREAS, Mr. James and his Spouse approached the Tribal Council about the hardship that an indefinite part-time position has caused and requested that the Tribal Council consider allowing him to work in a full-time capacity for the Tribe; and

whereas, additionally, Mr. James has asked the Tribal Council to authorize back-pay to compensate him for the time and money lost while he was working as a part-time employee, Mr. James contends that he deserved to be a full-time employee, but for reasons beyond his control, he was unable to attain such status; and

WHEREAS, the Tribal Council finds it in the best interest of the White Mountain Apache Tribe to designate Mr. James a full-time employee, consistent with the intent of his supervisor, and further finds that Mr. James should be awarded back-pay for two pay periods.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby grants Mr. Aaron James full-time employment status, until such time that he resigns or is terminated, pursuant to the Tribal Personnel Policies and Procedures.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes Mr. Aaron James to receive back-pay for two pay periods, as if he were previously classified as full-time, as a reward for his hard work and loyalty to the Tribe.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby directs 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 Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on <u>AUGUST 4, 2011</u> duly adopted by a vote of <u>SEVEN</u> for and <u>ZERO</u> 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), (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

Mariddie J. Craig, Secretary of the Tribal Council