



# WHITE MOUNTAIN APACHE TRIBE

*A Sovereign Nation Exercising Self-Governance  
Over the Fort Apache Indian Reservation*

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## Resolution No. 06-2012-90

### **(Approving Tribal Election Commission Budget as Presented and Directing Business Office to Pay)**

**WHEREAS**, the White Mountain Apache Tribe (“Tribe”), as a federally recognized Indian tribal government, with inherent rights of self-governance, and pursuant to its Tribal Constitution, exercises rights of self-determination and self-governance through its duly elected Tribal Council (“Council”) including conducting elections; and

**WHEREAS**, pursuant to the WMAT Election Code the Council has delegated authority over most election processes to the Tribal Election Commission (the “Commission”); and

**WHEREAS**, the Commission is required pursuant to the Election Code to present a report regarding elections and make any recommendations to improve and maintain clean and fair elections to the Council; and

**WHEREAS**, on this day the Commission presented to the Council a report regarding the 2012 Tribal Election; and

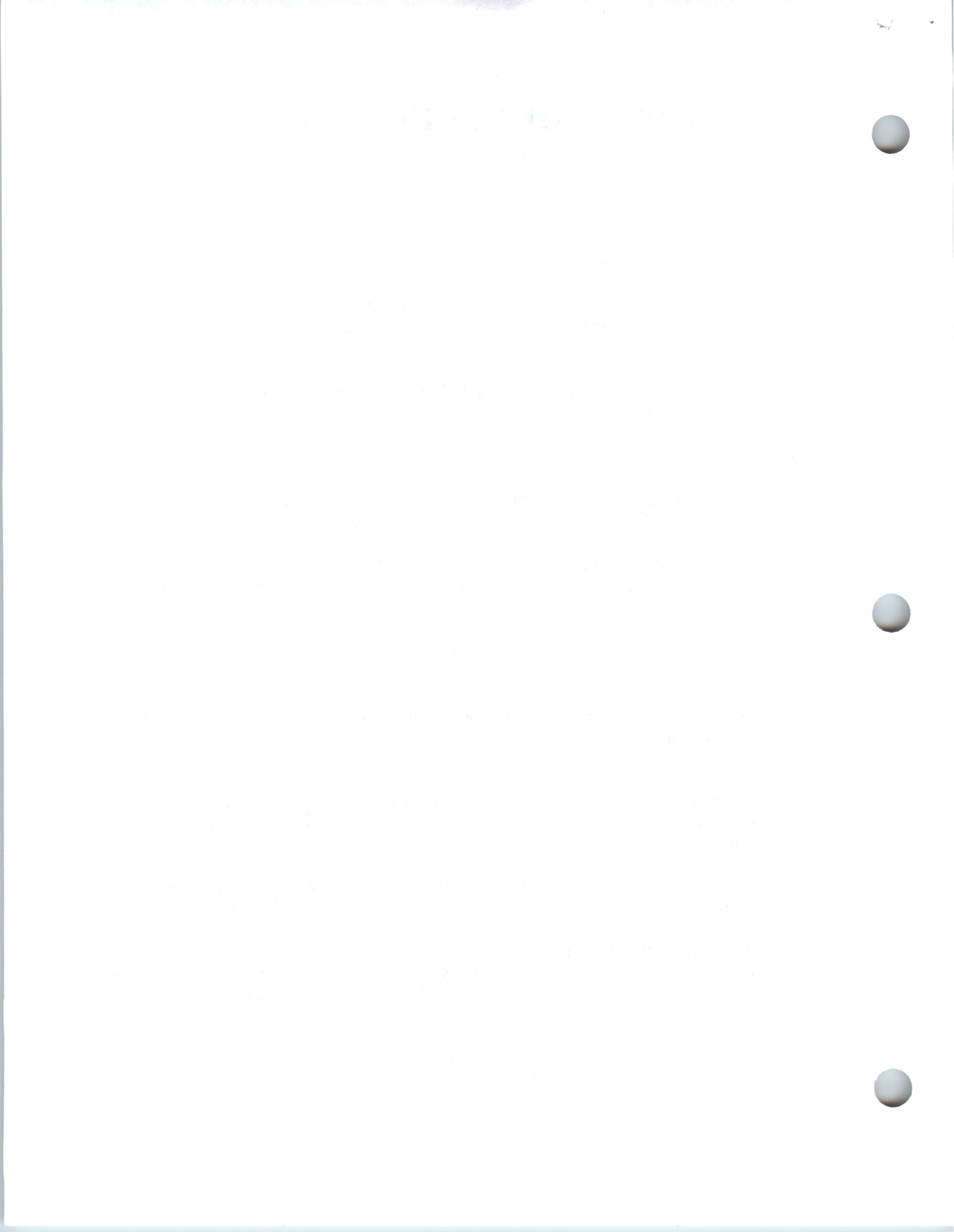
**WHEREAS**, the report recommended several revisions to the Election Code and recommended that the Council appoint a committee to explore changes to the Tribal Constitution; and

**WHEREAS**, the Commission reported that members of the Commission were not paid for time committed to ensuring a clean and fair election, that commissioners used annual leave for the purpose of attending meetings and that invoices for portable restrooms, electricity, and other miscellaneous invoices were not paid; and

**WHEREAS**, the Commission recommended that a FY2012 budget (May 1, 2012 to April 30, 2013) be approved to implement the report’s recommendations and to pay outstanding invoices; and

**WHEREAS**, the Council finds it in the best interest of the Tribe to approve a FY2012 budget for the Commission so that the commissioners can be compensated for work performed, so that outstanding invoices can be paid and so that the Commission can implement the recommendations contained in the report; and

**WHEREAS**, the Council finds it is in the Tribe’s best interest to allow the commissioners to use administrative leave to attend Commission meetings; and



**WHEREAS**, the Tribal Business Office is directed to adhere to the budget and submit payments to the Commissioners in a timely manner due to the importance of the work the Commission is engaging in on behalf of the Tribe.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby approves of the Tribal Election Commission Budget as presented, and incorporated as attached, and the Tribal Business Office should make every effort necessary to ensure that the Commissioners are paid in a timely manner.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that commissioners are allowed to use administrative leave to attend Commission meetings.

**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 supersede and govern over the conflicting subject matter.

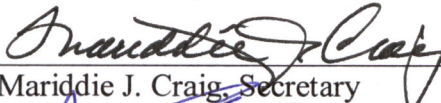
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances or Federal Laws, this Resolution shall be declared null and void and have no legal effect. This Resolution shall not be subject to Judicial Interpretation, only the Tribal Attorney, with the assistance of the Tribal Council Secretary, may opine on Tribal Council intent and the meaning of the language as used herein.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Acting Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution. In the event that the Chairman fails to delegate signatory authority to an Acting Chairman, the Vice-Chairman may sign provided that the Tribal Secretary and a Tribal Attorney attest to the veracity of the subject matter of this Resolution.

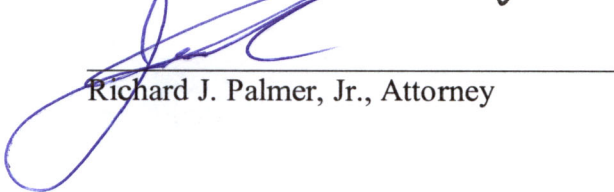
The foregoing resolution was on June 25, 2012 duly adopted by a vote of SEVEN for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (k), (s), (t) and (u) of the Tribal Constitution, ratified by the Tribe September 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

7-2-12  
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Date

  
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Mariddie J. Craig, Secretary

07-03-2012  
\_\_\_\_\_  
Date

  
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Richard J. Palmer, Jr., Attorney

7/3/12  
\_\_\_\_\_  
Date





**WHITE MOUNTAIN APACHE TRIBE  
2012/2013 Election Commission Budget**

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**BUDGET SUMMARY**

**PURPOSE:** Upon completion of the 2012 Primary and General Election, the Election Commissioners discussed the Election Code option of retaining members of the Election Commission for six months beyond the General Election. Accordingly, the Commissioners expressed concern about an immediate report to the Tribal Council to receive direction on a budget for the new year effective May 1, 2012 to April 30, 2013. In the interim three meetings were held to discuss providing a final report and subsequently the Commission voted to submit a Seventy Five Thousand Dollar budget with a potential of revising as necessary. The budget shall be used to plan, develop and work with a Tribal Council designated Constitutional Committee to address changes to coincide with the Tribal Election Code a plan for a Referendum Committee. Subsequently, the following budget is presented:

<b>Professional Fees/Stipend</b>	<b>\$20,000</b>
<b>Utilities Expense</b>	<b>\$ 3,000</b>
<b>Telephone Expense</b>	<b>\$ 1,000</b>
<b>Office Supplies</b>	<b>\$ 2,000</b>
<b>Postage Expense</b>	<b>\$ 500</b>
<b>Special Project</b>	<b>\$40,500</b>
<b>Misc. Expense</b>	<b>\$ 5,000</b>
<b>Insurance Expense</b>	<b>\$ 3,000</b>
<b>Total</b>	<b><u>\$75,000</u></b>

See Prior Resolution #11-2011-222; FY2012/13 Budget Approval on June 25, 2012, Resolution # 06-2012-89.

