



WHITE MOUNTAIN APACHE TRIBE

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

Resolution No. 10-2012-157

(Requiring Cibecue School to Abide by Council Resolutions)

WHEREAS, the Tribal Council of the White Mountain Apache Tribe (“Tribe”) is entrusted by the Tribe’s Constitution to act in all matters that concern the welfare of the Tribe, to manage all economic affairs and enterprises of the Tribe, and to regulate subordinate organizations for economic and other purposes; and

WHEREAS, Council Resolution 04-2006-119, terminated Juan Aragon from the position as Superintendent of Cibecue School and any future position on the Fort Apache Indian Reservation and this resolution has not been rescinded and remains in effect; and

WHEREAS, the Cibecue School Board has not complied with this resolution as Juan Aragon is still employed by the school; and

WHEREAS, Council Resolution 06-2010-180 terminated meeting pay for all members of boards and committees and has not been rescinded and remains in effect; and

WHEREAS, the school board of Cibecue School has willfully violated Resolution 06-2010-180 by continuing to pay members of the board for attending meetings; and

WHEREAS, Cibecue School is required to submit financial reports on a scheduled basis and to date no reports have been received; and

WHEREAS, the Tribal Council hereby instructs the Cibecue School Board to appear before the Tribal Council, as soon as possible, to provide an explanation as to why resolutions and rules are being ignored.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Cibecue School Board appear at the next regularly scheduled Tribal Council meeting to report on compliance with these resolutions.

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.

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.


The foregoing resolution was on OCTOBER 3, 2012 duly adopted by a vote of SEVEN for, ONE against, and ONE abstention by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (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).



Ronnie Lupe, Chairman

12/3/12

Date



Mariddie J. Craig, Secretary

11-28-2012

Date