



WHITE MOUNTAIN APACHE TRIBE

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

Resolution No. 11-2012-175

(Rescind Resolution No. 11-2012-171 Directing Sale of Tribal Council Vehicles)

- 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,** according to several members of the Tribal Council, their decision to direct the sale of their Tribal Vehicles was controversial and not well received by many members of the Tribal Community; and
- WHEREAS,** the Tribal Council also recognizes that the decision to direct the sale of vehicles was made in the heat of the moment and after further review, the governing body would be at a major disadvantage compared to the pre-Sale Directive era in its ability to carry out Tribal leader responsibilities, especially as the Tribal Council is considered on duty 24/7 and at any given moment they may require the use of their Tribal vehicles; and
- WHEREAS,** in order to address community and personal concerns over a decision that they now deem was made in haste, the Tribal Council finds it in the best interest of the Tribe to rescind Resolution No. 11-2012-171 which would have required that all Tribal Vehicles assigned to members of the Tribal Council either be returned or sold at fair market value depending on their lease/purchase status.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that *Resolution No. 11-27-171* be rescinded because the sale of Tribal Council vehicles would minimally benefit the Tribe and only serve as a detriment to the Tribal governing body’s ability to conduct their constitutional obligations and responsibilities on behalf of the White Mountain Apache people.

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 **NOVEMBER 27, 2012** duly adopted by a vote of **FIVE** for and **ZERO** against with **FOUR** abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (k), (r), (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

12/7/12

Date



Mariddie J. Craig, Secretary

12-07-2012

Date