



WHITE MOUNTAIN APACHE TRIBE

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

Resolution No. 05-2013-104

(Adopting FY 2013-2015 Budget, Including 20% Budget Reduction Program Supervisors Accountable to Tribal Council if Directive Ignored)

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, throughout the course of the prior Fiscal Year (“FY”) the Tribal Council (“Council”) had numerous opportunities to adopt the recommended Budget as presented, but due to unforeseen scheduling problems, a divided and conflicted Tribal Council, and other delays related to the 2012 Tribal Election, the Tribal Council was unable to adopt the Tribal 01 Budget in a timely manner and did not do so until the winter of 2012; and

WHEREAS, because the Tribal Council understands that adopting a budget for the Tribe is critical to conducting government business and transitioning the Tribe into a more fiscally responsible and efficient business operation, the Council has determined that it would be in the best interest of the Tribe to adopt a two-year budget, spanning 2013-2015; and

WHEREAS, by adopting a two year budget, the Tribal Council will achieve several key objectives:

- 1) The Tribal Council avoids unnecessary delays in passing the Tribal budget due to election controversies, whether true or manufactured, as well as misinterpreted policies and misleading information that impair the governing body’s ability to pass a budget or conduct any meaningful Tribal business.
- 2) Longer term planning and anticipation of potential financial problems will allow supervisors more time to dedicate to their roles and responsibilities as required by the Tribe, and less time micromanaging budgets, staff, and lobbying for additional considerations such as capital expenditures, social events, and other requests that may impact the Tribe’s bottom line.
- 3) The Tribe should operate more efficiently, as a two year budget will require directors to consider the consequences of frivolous or unnecessary spending. Such attention to detail is necessary and should encourage supervisors and employees alike to appreciate, rather than take for granted their salaries, supplies, coworkers, and jobs; and

WHEREAS, the Tribal Council also recognizes that adoption of a two year budget is only the first step towards efficiency and engaging in a fiscally responsible manner moving forward due to the Tribe's current financial state. As discussed in prior resolutions, a twenty percent budget reduction is necessary for the Tribe to strive towards achieving a balanced budget. Though the Council has struggled enormously with this decision, however, it is imperative that the a budget reduction be implemented for the sake of the Tribe's financial stability and efficient operation moving forward; and

WHEREAS, in furtherance of the reasons as stated above, and pursuant to discussion and deliberation held by the Tribal Council on this day, the Tribal Council hereby finds it in the Tribe's best interest to adopt the 2013-15 FY Budget, incorporated by reference, and the Council shall further approve recommendations as presented by Tribal Treasurer Edwin Kane on this day, as attached and incorporated by this reference; and

WHEREAS, the Tribal Council further finds that the Accounting Department should have the authority to request documentation and written justification of any Tribal Departments and Programs concerning line item variances and adjustments that are inconsistent with the Budget requirements as provided herein.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby adopts the FY 2013-2015 Central Tribe Operating Budget. All Tribal Directors and Program Managers are hereby instructed to implement a twenty percent budget reduction which shall be submitted to the Treasurer and Tribal Council no later than May 15th and shall be included as part of the final approved and adopted 2013-2015 FY Budget.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that is hereby directs that in the event that Directors and Supervisors fail to comply with the directives as stated in this Resolution, they shall solely be held responsible for their failure to perform such duties as directed by Tribal Law and Policy and will be summoned before the Tribal Council for appropriate disciplinary action or to explain why the Director or Supervisor failed to comply.


BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that is hereby directs the Accounting Department to continue providing the Tribal Council with a Semi-Annual Report on the Central Tribe's Budget and authorizes the Accounting Department to direct compliance by Tribal Departments and Programs as set forth above. Any reports of non-compliance by Directors or Supervisors with this policy shall be immediately forwarded to the Tribal Council for further review and action as deemed necessary by the Council.

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.

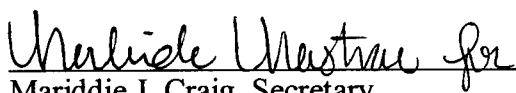
The foregoing resolution was on MAY 2, 2013 duly adopted by a vote of SEVEN for and ZERO against with ZERO abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (i), (k), (s), (t) and (u) of the Tribal Constitution, 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

5-6-13

Date



Mariddie J. Craig, Secretary

5/3/2013

Date