



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Directing Vendors to Relocate to Lot Adjacent to H-Market Due to Concerns About Child Safety and School Bus Routing)

WHEREAS, on this day, the Tribal Council was approached by the Director of Public Safety who raised a serious concern that has posed a threat to our Apache youths who attend the Headstart and threatens the community generally due to traffic congestion, bus route interference, and a lack of proper signage to ensure the safety of members and visitors of the local tailgate vicinity; and

WHEREAS, the Public Safety Director has come with the support of Tribal Insurance carrier and safety representatives, Tribal Attorney and Law Enforcement recommendations and although it may be disruptive to transition to a new location, this decision appears to be solely for the benefit of the Tribe, children attending the elementary school, and even vendors and their customers alike; and

WHEREAS, for the reasons described herein, the Tribal Council of the White Mountain Apache Tribe finds it in the community's best interest to direct that no vending take place on Spruce Street and all vendors currently utilizing space just off of Spruce Street be permanently relocated to the lot adjacent to H-Market.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in order to address serious safety concerns brought to the Council's attention, it hereby directs that no vending take place on Spruce Street and all vendors located in the tailgate vicinity off of Spruce Street be relocated to the lot adjacent to H-Market.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that all relevant agencies enforce this resolution to ensure that the safety of our Apache children is not in jeopardy, especially throughout the school year.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby directs that all Tribal members and vendors affected by this decision honor this resolution by the Council and that any regulatory bodies or divisions overseeing this transition, impose appropriate rules, policies and/or regulations to facilitate the transition process and to account for business practices, health and general safety of all involved.

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.

Resolution No. 10-2013-200

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, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed 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 Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on ^{10/02/2013}~~DATE~~ duly adopted by a vote of SIX for and ZERO against with ZERO abstaining by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

Ronnie Lupe 9/17/14 Doreen T. Numkena 9/18/2014
Ronnie Lupe, Tribal Chairman Date Doreen T. Numkena, Tribal Secretary Date