



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approving Burial Assistance for Former Tribal Councilmember Phoebe Nez's Husband)

WHEREAS, The Constitution of the White Mountain Apache Tribe of the Fort Apache Indian Reservation ("Constitution") provides, at Article IV, Section 1 that the Tribal Council ("Council") shall exercise the power "To represent the Tribe and act in all matters that concern the welfare of the Tribe..."; and

WHEREAS, The Council has been advised that the husband (Oliver Lee Nez) of Tribal member and former District II Councilmember, Phoebe Nez passed away and that funeral arrangements are pending; and

WHEREAS, The Council extends its sincere sympathy to the Nez family and finds it appropriate to provide burial and funeral assistance to them at this difficult time; and

WHEREAS, Given the urgency of funeral arrangements, the Council further finds that the burial, funeral assistance and associated payment request needs to be considered and made outside of its regularly scheduled meeting; and

WHEREAS, The Council further finds that: (1) this Resolution may be voted upon by signature of a member of the Council where a signature indicates a vote for this Resolution; (2) the Council Secretary should attempt to obtain signatures for members of the Council personally; (3) the absence of a signature by a Council member shall count as a vote in opposition to this Resolution; and (4) that the Council Secretary should wait no longer than a reasonable period of time to obtain a vote, by signature or by no signature, and so indicate that this Resolution was presented to the respective member of the Tribal Council for their vote.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe it hereby authorizes the Tribal Treasurer to pay for certain associated expenses in the amount of \$1,500.00 on the Nez family's behalf with payment to be submitted directly to the mortuary the family has hired.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request described herein, this Resolution may be voted upon as follows: (a) by signature of a member of the Tribal Council, including the Chairwoman of the Tribal Council and the Vice-Chairman of the Tribal Council, where a signature indicates a vote for this Resolution, (b) by the Tribal Council Secretary's attempt to obtain signatures for members of the Tribal Council personally,

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and that (c) the absence of a signature by a Council member shall count as a vote in opposition to this Resolution, and (d) that the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature, and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

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 if 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 Chairwoman, or in her 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 MAY 27, 2020 duly adopted by a vote of 10 for, 0 against, and 0 abstentions 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).

	<u>5/28/2020</u>		<u>5/28/2020</u>
Gwendena Lee-Gatewood, Chairwoman	Date	Doreen T. Numkena, Tribal Secretary	Date