



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

Allocating \$56,160.00 from Tribal 01 Funds to Provide Salary and Fringe Benefits for Probation Director Position

WHEREAS, The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(k) that the Tribal Council (“Council”) shall exercise the power, “(k) To appropriate tribal funds for tribal purposes and to expend such funds in accordance with an annual budget”; and

WHEREAS, The White Mountain Apache Tribal Court has exhausted TPA and carry-over funds budgeted for full-time temporary positions. The Program Income has also been available, but due to increased operational mandates, the Court can no longer use matching funds from Program Income to supplement fringe and salaries for a Probation Director. Compounding the problem, during the pandemic, court process fees have dropped which makes it difficult to offer it as a program match; and

WHEREAS, The Tribal Court acquired “one time funding” from BIA Headquarter Office of Justice Services to fund two Adult Probation Officers and one Juvenile Probation Officer. These positions are needed to serve an average of six hundred Tribal members on probation. They coordinate services with local resources in an effort to provide rehabilitation and healing from substances, dysfunctional experiences and crime; and

WHEREAS, The Tribal Court, this day, requests that \$56,160.00 be allocated from the Tribal 01 funds to fund the salary and fringe benefits necessary to hire a Probation Director who will manage, supervise, monitor and mentor the Probation Officers as well provide policy direction for the Program; and

WHEREAS, In consideration of the valuable services that the Tribal Court’s Probation Program renders to hundreds of Tribal members, and the current lack of funding for that program, the Council finds that allocating Tribal funds for this purpose is in the best interests of the Tribe and its members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs the Tribal Treasurer to allocate \$56,160.00 to provide salary and fringe benefits for the job position of Probation Director, for now and in the future.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby reaffirms the importance of operating a Probation Department and necessity of the services it provides to Tribal members affected by substance abuse, domestic violence and crime.

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

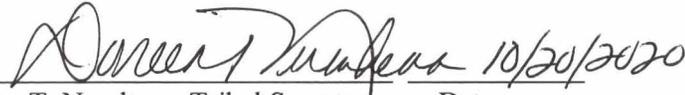
Resolution No. 10-2020-229

Ordinances, 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 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 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 **OCTOBER 2, 2020** duly adopted by a vote of **SIX** for, **ZERO** against, and **ZERO** 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).

 10/20/2020
Gwendena Lee-Gatewood, Chairwoman Date  10/20/2020
Doreen T. Numkena, Tribal Secretary Date