



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

## (Approving Exemptions for Certain Activities and Programs During all Subsequent Lockdowns and Stay-at-Home Orders and Allocating CARES Act Funds for Two Home Remediations)

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**WHEREAS,** The Constitution of the White Mountain Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(a) that the Tribal Council (“Council”) shall exercise the power, “To represent the Tribe and act in all manners that concern the welfare of the Tribe, and to make decisions not inconsistent with or contrary to this constitution”; and

**WHEREAS,** In accordance with its COVID-19 Response Plan, the Tribe has initiated several 57-hour lockdowns and periodic stay-at-home orders, which are triggered by certain criteria in case numbers; and

**WHEREAS,** Out of necessity or the low-risk posed by such activities, the Council wishes, at this time, to exempt certain activities from subsequent lockdown and stay-at-home orders, including:

- Hunts administered through the Tribe’s Game and Fish Department;
- White Mountain Apache Housing Authority’s Home Repair Projects, funded through the CARES Act; and
- Travel to and from school by students attending school outside of the Reservation; and

**WHEREAS,** CARES Act funds were provided to the Tribe, in part, to remediate homes that pose a health risk to their occupants and the community. Two such homes have been identified in Cibecue which are unsafe for occupancy because of the presence of caustic drug residues which pose a respiratory threat to current residents; and

**WHEREAS,** The Council finds that exempting the enumerated activities and allocating funds for the two above-listed home remediations are in the best interests of the Tribe and its members.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the following activities are exempt from all subsequent COVID-19 related lock-down and stay at home orders, in addition to those other activities and departments that have already been exempted by resolution or memorandum of the Chairwoman:

- Hunts administered through the Tribe’s Game and Fish Department;

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- White Mountain Apache Housing Authority's Home Repair Projects, funded through the CARES Act; and
- Travel to and from school by students attending school outside of the Reservation.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that CARES Act funds are hereby allocated to remediate the two above-mentioned homes in Cibecue.

**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 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.

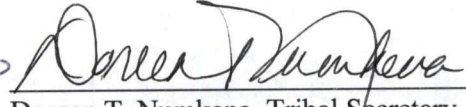
The foregoing resolution was on **DECEMBER 4, 2020** duly adopted by a vote of **EIGHT** for, **THREE** against, and **ZERO** abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT 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).



Gwendena Lee-Gatewood, Chairwoman

12/23/2020

Date



Doreen T. Numkena, Tribal Secretary

12/23/2020

Date