



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

## (Increasing Tribal Emergency Operations Center Staff Wage and Approving Retroactive Increase )

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

**WHEREAS,** The Emergency Operations Center (“EOC”) was activated on March 12, 2020 by the Tribe’s COVID-19 Emergency Declaration; and

**WHEREAS,** The EOC has served as the Tribe’s response to the COVID-19 pandemic on the Fort Apache Indian Reservation (“Reservation”) and has coordinated efforts with Tribal, State, and Federal partners to mitigate and prevent the spread of COVID-19 on the Reservation, as well as abating mortality rates of COVID-19 on the Reservation; and

**WHEREAS,** The EOC’s current home account is the Local Emergency Response Committee (“LERC”) account which is covered under the Cares Act; and

**WHEREAS,** The EOC’s Incident Commander (“IC”) requests an across-the-board wage increase of \$5.00 per hour for all EOC personnel including those not covered under the LERC account, and further requests pay at this rate retroactive to March 12, 2020; and

**WHEREAS,** The Council has considered the EOC’s request and finds that increasing the wage of the EOC, retroactive to March 12, 2020 is in the best interests of the Tribe and its members.

**NOW THEREFORE BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby:

1. Approves the Incident Commander’s request of a \$5 wage increase for all EOC personnel including those not currently covered under the LERC account;
2. Approves the retroactive payment of this \$5 increase back to the beginning of the COVID-19; and
3. Authorizes the use of the Cares Act funding to effectuate this request.

**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.

**Resolution No. 12-2020-310**

**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 21, 2020** duly adopted by a vote of **SIX** for, **THREE** against, and **ONE** 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>2-11-21</u>		<u>2-11-2021</u>
Gwendena Lee-Gatewood, Chairwoman	Date	Doreen T. Numkena, Tribal Secretary	Date