



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

## (Amending the Tribe's Phased Reopening Plan and Pausing the Tribe's Alert System)

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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 decisions not inconsistent with or contrary to this constitution"; and

**WHEREAS,** The Tribe made an Emergency Declaration on March 12, 2020 in response to the COVID-19 worldwide pandemic and has been responding to this public health emergency since through various Stay-at-Home Orders, Lock Downs, and other precautionary measures; and

**WHEREAS,** On May 17, 2021, the Tribe entered the "Modified Normal Phase" of its Reopening Plan after meeting the benchmarks, but subsequently moved back down into Phase Three on July 25, 2021 as the Tribe's positivity rate for COVID-19 began to increase; and

**WHEREAS,** While the Tribe has previously amended its Phased Opening Plan to respond to changes in the pandemic, the EOC feels that the current situation warrants further amendments, and recommends adding flexibility and responsiveness in moving between phases and pausing the Alert System; and

**WHEREAS,** The Council has considered the EOC's recommendations and find that again amending the Tribe's Phased Reopening Plan will help the Tribe be more responsive and 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 amends the Tribe's Phased Reopening Plan with the understanding that the EOC will have the authority to move forward and backwards based on the positivity rates within a two week timeframe.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby pauses the Alert System until such a time that it will be reintroduced by the EOC in consultation with health officials.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the EOC shall make these amendments to the Tribe's Phased Reopening Plan and promptly distribute the revised Plan to all Tribal departments and to the community.

***Resolution No. 08-2021-156***

**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 AUGUST 16, 2021 duly adopted by a vote of NINE 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).

*Gwendena Lee-Gatewood* 8.24.21 *Doreen T. Numkena* 8/24/2021  
Gwendena Lee-Gatewood, Chairwoman      Date      Doreen T. Numkena, Tribal Secretary      Date

## White Mountain Apache Tribe's Phased Re-Opening Plan

### Emergency Phase:

- Shelter-in-Place Order Activated
- Emergency Operations Center Activated
- Public Safety continues to operate at full-time status.
- Department Heads Report to Work for official business hours:
  - Tribal Employees on Safety Leave
  - Call into the EOC Department calls as scheduled (log in information will be provided);
  - Employee check-in and self-reporting in effect at the workplace (see Personnel Policies Addendum);
  - Site Management Practices in-effect at the workplace (see Personnel Policies Addendum);
  - Prevention/Risk Management Practices in-effect at the workplace (see Personnel Policies Addendum);
  - Home visits allowed in accordance with off-site process (see Personnel Policies Addendum);
  - Employee Vehicle Use Policy in-effect (see Personnel Policies Addendum); and
  - Tribal Employee and Resident Travel Policy in-effect (see Personnel Policies Addendum).
- Funeral Restrictions in Place
  - Graveside service only, with 10-person limit, not to exceed two hours.
- All outdoor recreation activities prohibited.
- No visitors allowed.
- Residents are to workout at home or on their residential property.
- Reservation-wide curfew in-effect from 8:00 p.m. to 5:00 a.m.

### Movement between Phases

- Movement between phases can be occur forwards and backwards and shall be determined based on a two-week positivity rate which is tracked in house and provided in the Johns Hopkins weekly report.
- Anytime positivity rates are at or below 5% on a two-week average or the recommendation of the Emergency Operations Center with approval by the Tribal Council, the Tribe can move forward in the Phased Reopening Plan.
- Anytime positivity rates are above 5% on a two-week average, the Tribe can move backwards in the Phased Reopening Plan.
- A return to the Emergency Phase will be done anytime the Tribe activates a Shelter-in-Place Order.

### Phase One

- All Tribal Departments back to work. Working from Home is encouraged for those departments who cannot safely observe social distancing. Employees who have their own office are to report to work unless other arrangements are made with supervisor.
  - Departments open to the public by appointment only according to policy (see Personnel Policies Addendum);
  - Employee Check-In and Self Reporting Initiated in the workplace (see Personnel Policies Addendum);
  - Site Management Practices in effect at the workplace (see Personnel Policies Addendum);
  - Prevention/Risk Management Practices in-effect at the workplace (see Personnel Policies Addendum);
  - Home visits allowed in accordance with off-site process (see Personnel Policies Addendum);

## White Mountain Apache Tribe's Phased Re-Opening Plan

- Employee Vehicle Use Policy in effect (see Personnel Policies Addendum)
  - Tribal Employee and Resident Travel Policy in-effect (see Personnel Policies Addendum).
  - Outdoor Work may resume in accordance to Personnel Policies Addendum
  - Public and family gatherings are prohibited.
  - Workouts like walks and runs can resume, masks must be worn when social distancing cannot be safely achieved.
  - Reservation-widescurfew in effect from 10:00 p.m. to 5:00 a.m.
1. Church Services Allowed in accordance to Church Safety Plan. In addition to the Safety Plan churches should increase ventilation by opening windows, doors, using fans, etc.
  2. Sunrise Dance allowed in accordance to the Traditional Ceremonies and Gatherings Guidelines.
  3. Fishing allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  4. Hunting allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  5. Woodcutting allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  6. Camping allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  7. Wood cutting allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  8. Cattle Association work allowed in accordance with all Precautionary Measures
  9. Tailgate allowed in accordance with all Precautionary Measures AND at the designated location
  10. Birthday Parties are not allowed.
  11. Family gathering are not allowed unless otherwise noted.
  12. Indoor sporting events are not allowed.
  13. Outdoor sporting event are not allowed.
  14. Funerals are allowed at graveside and churches only. No wakes allowed.
  15. No Memorial Dinners allowed.

### **Phase Two:**

- All Tribal Departments back to work. Working from Home is encouraged for those departments who cannot safely observe social distancing. Employees who have their own office are to report to work unless other arrangements are made with supervisor.
  - Departments open to the public by appointment only according to policy (see Personnel Policies Addendum);
  - Employee Check-In and Self Reporting Initiated in the workplace (see Personnel Policies Addendum);
  - Site Management Practices in effect at the workplace (see Personnel Policies Addendum);
  - Prevention/Risk Management Practices in-effect at the workplace (see Personnel Policies Addendum);
  - Home visits allowed in accordance with off-site process (see Personnel Policies Addendum);
  - Employee Vehicle Use Policy in effect (see Personnel Policies Addendum)

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- Tribal Employee and Resident Travel Policy in-effect (see Personnel Policies Addendum).
  - Outdoor Work may resume in accordance to Personnel Policies Addendum
  - Public and family gatherings are prohibited.
  - Workouts like walks and runs can resume, masks must be worn when social distancing cannot be safely achieved.
  - Reservation-wide curfew in effect from 10:00 p.m. to 5:00 a.m.
1. Church Services Allowed in accordance to Church Safety Plan. In addition to the Safety Plan churches should increase ventilation by opening windows, doors, using fans, etc.
  2. Sunrise Dance allowed in accordance to the Traditional Ceremonies and Gatherings Guidelines.
  3. Fishing allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  4. Hunting allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  5. Woodcutting allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  6. Camping allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  7. Cattle Association work allowed in accordance with all Precautionary Measures
  8. Tailgate allowed in accordance with all Precautionary Measures AND at the designated location
  9. Birthday Parties are allowed to no more than 15 people, drive up parties are preferred.
  10. Family gathering are allowed to no more than 15 people.
  11. Indoor sporting events are allowed and open to players only.
  12. Outdoor sporting events are allowed in accordance to Sports Events Guidance.
  13. Funerals are allowed at graveside and churches only. No wakes allowed.
  14. Memorial Dinners allowed in accordance to Indoor and Outdoor Events Guidelines.
  15. Weddings are allowed in accordance to Indoor and Outdoor Events Guidelines.

### **Phase Three:**

- All Tribal Departments back to work. Working from Home is encouraged for those departments who cannot safely observe social distancing. Employees who have their own office are to report to work unless other arrangements are made with supervisor.
  - Departments open to the public by appointment only according to policy (see Personnel Policies Addendum);
  - Employee Check-In and Self Reporting Initiated in the workplace (see Personnel Policies Addendum);
  - Site Management Practices in effect at the workplace (see Personnel Policies Addendum);
  - Prevention/Risk Management Practices in-effect at the workplace (see Personnel Policies Addendum);
  - Home visits allowed in accordance with off-site process (see Personnel Policies Addendum);
  - Employee Vehicle Use Policy in effect (see Personnel Policies Addendum)

- Tribal Employee and Resident Travel Policy in-effect (see Personnel Policies Addendum).
  - Outdoor Work may resume in accordance to Personnel Policies Addendum
- Workouts like walks and runs can resume, masks must be worn when social distancing cannot be safely achieved.
  - Reservation-wide curfew not in effect.
1. Church Services Allowed in accordance to Church Safety Plan. In addition to the Safety Plan churches should increase ventilation by opening windows, doors, using fans, etc.
  2. Sunrise Dance allowed in accordance to the Traditional Ceremonies and Gatherings Guidelines.
  3. Fishing allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  4. Hunting allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  5. Woodcutting allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  6. Camping allowed in accordance with current Tribal Ordinances and Precautionary Measures.
  7. Cattle Association work allowed in accordance with all Precautionary Measures
  8. Tailgate allowed in accordance with all Precautionary Measures AND at the designated location
  9. Birthday Parties are allowed in accordance to Indoor and Outdoor Events Guidelines.
  10. Family gathering are allowed in accordance to Indoor and Outdoor Events Guidelines.
  11. Indoor sporting events are allowed in accordance to Indoor and Outdoor Events Guidelines.
  12. Outdoor sporting events are allowed in accordance to Sports Events Guidance.
  13. Funerals are allowed at graveside and churches only. No wakes allowed.
  14. Memorial Dinners allowed in accordance to Indoor and Outdoor Events Guidelines.
  15. Weddings are allowed in accordance to Indoor and Outdoor Events Guidelines.

**Return to a Modified Normal:**

- All Tribal Departments return to full time schedule for their official business hours
  - Departments open to the public by appointment only according to policy Personnel Policies Addendum;
  - Employee Check-In and Self Reporting Initiated in the workplace (see Personnel Policies Addendum)
  - Site Management Practices in effect at the workplace (Personnel Policies Addendum)
  - Prevention/Risk Management Practices in effect at the workplace (see Personnel Policies Addendum)
  - Home visits allowed in accordance with off-site process (see Personnel Policies Addendum)
  - Safety Leave in-effect to supplement hours worked;
  - Employee Vehicle use Policy in effect (see Personnel Policies Addendum)
  - Tribal Employee and Resident Travel Policy in-effect (see Personnel Policies Addendum)

## White Mountain Apache Tribe's Phased Re-Opening Plan

- All Indoor and Outdoor Activities follow the Indoor and Outdoor Policy.
- Reservation-wide curfew not in effect.

### **Back to Normal:**

- Fully FDA Approved Vaccine available for adults and children.
- Fully FDA Approved Treatment available.
- All restrictions lifted.
- EOC and Tribal Council will decide when this will happen in consultation with health experts
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All current and applicable guidelines and restrictions including facemask wearing, hand washing or hand sanitizer usage, and social/physical distancing are in effect unless otherwise noted.