

HUALAPAI TRIBAL COUNCIL
RESOLUTION 36-2020
OF THE GOVERNING BODY
OF THE HUALAPAI TRIBE OF THE HUALAPAI RESERVATION

Amendment to Resolution 29-2020 Temporary Declaration of Emergency Measure Order for COVID-19

WHEREAS, the Hualapai Tribe is a federally recognized Indian Tribe located on the Hualapai Indian Reservation in Northwestern Arizona; and

WHEREAS, the Hualapai Tribal Council has the power to represent the Tribe and act in all matters that concern the welfare of the Tribe pursuant to Article V(r) of the Hualapai Constitution; and

WHEREAS, the Hualapai Tribe declared a State of Emergency in connection with COVID-19 on March 17, 2020; and

WHEREAS, the Tribal Incident Command Team (ICT) has prepared an Emergency Measure Order's listed below to protect the Hualapai community by limiting exposure to COVID -19 and to limit community movement;

WHEREAS, the Hualapai Tribal Police Department, and authorized commissioned officer are to issue citations and implement Section 6.92 "endangerment" (Tribal Resolution 26-2020) shall be as a civil sanction;

WHEREAS, the intent of the orders listed below are to limit COVID-19 spread and protect the Hualapai community. This resolution is necessary and compelling. All offenses are consecutive, beyond the 3rd offense the 3rd offense will continue to apply. The orders are listed below which coincide with offenses

Stay at Home Order – Applies 24 hours/ 7 days a week for all community members to stay within the boundary of their property and limit direct communication with the public to avoid potential contact with COVID-19 which offenses below apply 24/7. *The exception is medical care, food, financial obligations, essential employees, emergency services, and tribal officials. All program director's will provide their essential employees a letter with official letterhead that includes the employee's name, director signature, phone number for verification, and duration (30-day increment). No riding in vehicles without essential reason, during the day limitations 2 adults or parents with minors. Traffic control points will only limit 2 entrances (roundtrip) per day. Cattle associations and tribal contractors are to stop by Tribal Game & Fish to receive a placard to*

conduct official business. If the Stay at Home Order is not followed you put the community at risk of virus spread.

Curfew Hours: 8:00PM – 5:00AM (All community members to be indoors)

Offense 1: Written Warning

Offense 2: Shall be fined \$3,000.00 to be deducted from payroll or Hualapai Distribution and non-members removed from the Hualapai reservation for 1-year.

Offense 3: Shall be imprisoned for 30-days and an additional \$3,000.00 fine shall be imposed, deducted from payroll or Hualapai Distribution

Isolation or Quarantine Orders – Applies to individuals that are COVID-19 positive or person under investigation (close contact) of COVID-19. Indian Health Services (IHS) will advise on positive, negative, or recovered case(s). IHS will provide guidance regarding the duration for quarantined individual(s). Failure to abide by (*self*) Isolation or Quarantine Orders penalties apply below.

Offense 1: Shall be \$5,000.00 fine deducted from payroll or Hualapai Distribution and non-members removed from the Hualapai reservation for 1-year.

Offense 2: Shall be 30-days of imprisonment and additional \$5,000.00 fine deducted from payroll or Hualapai Distribution.

Offense 3: Shall be imprisoned for 90-days

Center for Disease Control and Prevention Definitions:

Isolation - Separates sick people with a contagious disease from people who are not sick.

Quarantine – Separates and restricts the movement of people who were exposed to a contagious disease to see if they become sick.

Hualapai Reservation Quarantine (Lockdown)

The intent of a reservation lockdown is to continue limiting community movement, increase restrictions, and eliminate access to/from the Hualapai reservation for the health and safety of the people. The lockdown will be imposed within a minimal 12-hour notification from the Incident Command Team and will include the duration, curfew hours, reminded rules, and penalties.

NOW THEREFORE, BE IT RESOLVED, the Chairman or the delegation of authority to the ICT is authorized to implement such measures.

CERTIFICATION

I, the undersigned as Chairman of the Hualapai Tribal Council hereby certify that the Hualapai Tribal Council of the Hualapai Tribe is composed of nine (9) members of whom (7) constituting a quorum were present at Regular Council meeting, thereof held on this 06 day of May, 2020; and that the foregoing resolution was duly adopted by the affirmative vote of (7) approve, (0) opposed, (0) not voting, (2) excused, pursuant to the authority of Article V, Section (a) of the Constitution of the Hualapai Tribe approved March 13, 1991.



Dr. Damon R. Clarke, Chairman
Hualapai Tribal Council

ATTEST:



Adeline Crozier, Assist. Secretary
Hualapai Tribal Council

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WHEREAS, the Hualapai Tribal Council has the power to represent the Tribe and act in all matters that concern the welfare of the Tribe pursuant to Article V(r) of the Hualapai Constitution; and

WHEREAS, the Hualapai Tribe declared a State of Emergency in connection with COVID-19 on March 17, 2020; and

WHEREAS, the Tribal Incident Command Team (ICT) has prepared an Emergency Measure Order's listed below to protect the Hualapai community by limiting exposure to COVID -19 and to limit community movement;

WHEREAS, the Hualapai Tribal Police Department, and authorized commissioned officer are to issue citations and implement Section 6.92 "endangerment" (Tribal Resolution 26-2020) shall be as a civil sanction;

WHEREAS, the intent of the orders listed below are to limit COVID-19 spread and protect the Hualapai community. This resolution is necessary and compelling. All offenses are consecutive, beyond the 3rd offense the 3rd offense will continue to apply. The orders are listed below which coincide with offenses.

NOW THEREFORE BE IT RESOLVED; the Hualapai Tribal Council enacts Hualapai Reservation Quarantine (Lockdown) in response to the COVID-19 and shall remain effect until further notice;

BE IT FURTHER RESOLVED, The intent of a reservation lockdown is to continue limiting community movement, increase restrictions and eliminate access to/from the Hualapai reservation for the health and safety of the people. The lockdown will be imposed within a minimal 12-hour notification from the Incident Command Team and will include the duration, curfew hours, reminded rules, and penalties below.

Rules

Exempt

- Tribal Officials
- Medical (dialysis, doctor appointments, etc.) require clinical note/letter
- All essential employees, require a letter with official letterhead that includes the employees name, director signature, phone number for verification, and duration (Ex. May 10th – 14th). Employees are on call at Directors discretion.
- Elementary, Elderly, and Head Start meals
- Emergency Services (Hualapai Nation Emergency Services, Forestry Wildland Fire Interagency, Hualapai Tribal Police/County/DPS, Hualapai Game & Fish)
- Hualapai Tribal Courts
 - Prosecutors & Public Defender
- Hualapai Adult/Juvenile Detention Center
- Walapai Market, open through ICT discretion
- Bureau of Indian Affairs
- Indian Health Services
- Mohave Electric
- Indian Energy & Ferrell Gas
- Commercial Fuel (Walapai Market)
- BNSF
- Lhoist North America (Chem. Star)
- Burial Service, collaborate with the ICT
- Deliveries: Postal services (FedEx, UPS, etc.), St. Mary's Food Bank, Shamrock, donations for the families impacted by COVID-19, etc.
- Rt. 18 access for Havasupai and Boquias Ranch
- Diamond Bar, Buck & Doe, Indian 18, and Diamond Creek limited access for essential & emergency personnel only
- Incident Command Team – General Staff
- Cattle Districts will be closed, except to feed and water necessary livestock every other day. (Ex. 4-H, corralled livestock)
- Tribal contractors and permit holders (Ex. Wood cutters) will stop for the lockdown duration.
- Rt. 66 will remain open for non-local traffic (public pass through only)

Non-Exempt

- Current contractors
- Hualapai Transportation

- Education packets will not be delivered or picked up
- Holiday gatherings closed until further notice

Other

- Due to this crisis, it is necessary for Tribally Commissioned Officers to search vehicles due to the necessity and compelling impacts of COVID-19.
- All Hualapai community members are required to stay within their property boundary during the lockdown, except in the event of an emergency

Failure to abide by the Hualapai Reservation Lockdown penalties will apply below.

Offense 1: Shall be subjected to a mandatory 30-days of imprisonment

Offense 2: Shall be subjected to a mandatory 60-days of imprisonment

Offense 3: Shall be subjected to a mandatory 90-days of imprisonment

All community members are required to wear protective barrier in public to help prevent further spread of COVID-19.

NOW THEREFORE, BE IT RESOLVED, the Chairman or the delegation of authority to the ICT is authorized to implement such measures.

CERTIFICATION

I, the undersigned as Chairman of the Hualapai Tribal Council hereby certify that the Hualapai Tribal Council of the Hualapai Tribe is composed of nine (9) members of whom (7) constituting a quorum were present at **Regular Council meeting**, thereof held on this 06 day of May, 2020; and that the foregoing resolution was duly adopted by the affirmative vote of (5) approve, (1) opposed, (1) not voting, (2) excused, pursuant to the authority of Article V, Section (a) of the Constitution of the Hualapai Tribe approved March 13, 1991.



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