HUALAPAI TRIBAL COUNCIL
RESOLUTION NO. _______
OF THE GOVERNING BODY OF THE
HUALAPAI TRIBE OF THE HUALAPAI RESERVATION

WHEREAS, the Tribal Council is the governing body of the Hualapai Tribe and has
the responsibility of protecting the health, welfare and safety of its members; and

WHEREAS, the Atchison, Topeka and Santa Fe Railway Company (ATSF) operates
its trains on a railroad right-of-way through the southern portion of the Hualapai
Reservation near Peach Springs; and

WHEREAS, ATSF frequently blocks the crossing at Peach Springs, which has
resulted in, among other things, the obstruction of travel across the crossing and
prevented emergency vehicles from responding to calls on the opposite side of the
railroad right-of-way; and

WHEREAS, the blockage of the railroad crossing at ATSF creates a safety hazard
and a danger to the lives and well-being of the members of the Hualapai Tribe; and

WHEREAS, the Tribal Council find sit in the best interests of the Hualapai Tribe
to enact an ordinance regulating the blockage of the railroad crossing pursuant to
its power to protect the health, welfare and safety of its members.

NOW THEREFORE BE IT RESOLVED that the following ordinance is hereby
enacted:

An engineer, conductor, or other employee or officer of a railroad
company who permits a locomotive or cars to be or remain upon a
public crossing within the Hualapai Reservation over such railway so
as to obstruct travel over the crossing for a period of five (5)
minutes or such time as it takes for a train to cross a roadway
without standing still, except in cases of unavoidable emergency,
shall be subject to the civil fine of up to $5,000 per incident.

BE IT FURTHER RESOLVED that the Bureau of Indian Affairs police are authorized
to enforce this ordinance and applicable state laws and to issue citations for the
violation of this ordinance and to enforce such citations in the Tribal Court of the
Hualapai Tribe.
BE IT FURTHER RESOLVED that all civil fines collected shall be paid by such engineer, conductor, or other employee or officer of the railroad found in violation of this ordinance to the Treasurer of the Hualapai Tribe.

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 members of whom ___ constituting a quorum were present at a Special Meeting held this 12th day of August, 1991; and that the foregoing resolution was duly adopted by a vote of ___ for, ___ against, ___ not voting, and ___ excused, pursuant to authority of Article V, Section(a) of the Constitution of the Hualapai Tribe approved March 13, 1991.

Earl Havatone, Chairman  
Hualapai Tribal Council

ATTEST:

Christine Lee, Secretary 
Hualapai Tribal Council
HUALAPAI TRIBAL COUNCIL
OF THE GOVERNING BODY OF THE
HUALAPAI TRIBE OF THE HUALAPAI RESERVATION
PEACH SPRINGS, ARIZONA

ORDINANCE NO. ___

WHEREAS, the Tribal Council is the governing body of the Hualapai Tribe and
has the responsibility of protecting the health, welfare and safety of its members; and

WHEREAS, the Atchison, Topeka and Santa Fe Railway Company (ATSF) operates its trains on a railroad right-of-way through the southern portion of the
Hualapai Reservation near Peach Springs; and

WHEREAS, ATSF frequently blocks the crossing at Peach Springs, which has resulted in, among other things, the obstruction of travel across the crossing and prevented emergency vehicles from responding to calls on the opposite side of the
railroad right-of-way; and

WHEREAS, the blockage of the railroad crossing by ATSF creates a safety hazard and a danger to the lives and well-being of the members of the Hualapai Tribe; and

WHEREAS, the Tribal Council finds it in the best interests of the Hualapai Tribe to enact an ordinance regulating the blockage of the railroad crossing pursuant to its power to protect the health, welfare and safety of its members.

NOW, THEREFORE, BE IT ORDAINED that the following ordinance is hereby enacted:

An engineer, conductor, or other employee or officer of a railroad company who permits a locomotive or cars to be or remain upon a public crossing within the Hualapai Reservation over such railway so as to obstruct travel over the crossing for a period of five (5) minutes or such time as it takes for a train to cross a roadway without standing still, except in cases of unavoidable emergency, shall be subject to the civil fine of up to $5,000 per incident.

BE IT FURTHER ORDAINED that the Bureau of Indian Affairs police are authorized to enforce this ordinance and applicable state laws and to issue citations for the violation of this ordinance and to enforce such citations in the Tribal Court of the Hualapai Tribe.

BE IT FURTHER ORDAINED that all civil fines collected shall be paid by such engineer, conductor, or other employee or officer of the railroad found in violation of this ordinance to the Treasurer of the Hualapai Tribe.

BE IT FURTHER ORDAINED that the Secretary of the Interior is requested to approve this ordinance as required by Article VI, Section 1(o) of the Revised Constitution and By-Laws of the Hualapai Tribe approved October 22, 1955.
CERTIFICATION

I, the undersigned, as Chairperson of the Hualapai Tribal Council, hereby certify that the Tribal Council of the Hualapai Tribe is composed of nine (9) members of whom (___) constituting a quorum were present at a regular meeting thereof held on this day of _______, 1991, and that the foregoing ordinance was duly adopted by the affirmative vote of (___) members, pursuant to the authority of Article VI, Section 1(e) of the Revised Constitution and By-Laws of the Hualapai Tribe approved October 22, 1955.

CITE NEW CONSTITUTION

Chairperson
HUALAPAI TRIBAL COUNCIL

ATTEST:

Secretary
HUALAPAI TRIBAL COUNCIL

DATE:

REVIEWED AND APPROVED:

Secretary of the Interior

DELETE
Special Council
Intq.
5 p.m.
Aug. 12/91

1. Earl Havatone
2. Delbert Havatone
3. Linda Havatone
4. Barbara Jinkins
5. Charles Thompson
6. Clay Bravo

7. Edgar Wanaln
   Excused
8. Catalina Steele
   Absent
9. Everett Nazalay
   Absent

This present:
1. Bob M. Michels
2. Tom Wahlquist
3. Ernest Woodson
4. Robert Rattle
5. Travis Majesty
6. Loretta Jackson
7. Monroe Becher
8. Malinda Bealskey

Transwestern Pipeline Co.
W. O. U.
Lengthy discussion
5 loops in Az.

To get together w/ tribal members to draft up a MOA
for approval.
To form a working group to draft

*El Paso Gas Pipeline*

Protection of Sacred Areas.
Will compile w/ Federal
Regulations.

Tribal Planner
Sidewalk project - Ernest read
letter to Council from HLD.

1. Resubmit for another project
2. Appeal

NO renovations - New building
(Administration)

Recommendations:

*CV - Swimming pool, Day Care*
*Center, Baseball field. Something*
*for the Youth. Halfway House*

Tax Administrator's job (Dallas*
*Quasula) will expire 8/31/91.*
Robert Little - Letter concerning human remains, funerary objects, and ceremonial objects.

Letter to form a new Law and Order Committee from George Rocha subject to Council approval.

Charlie moves to adopt Res. 44-91 with minor corrections.

2nd by Clay.

6 for — 0 — absent — excused.

Motion carried.

Forestry Review - Tom W. held Saturday.
Scoping Mtg. mainly raining. Disiplinary team.
Mtgs. scheduled for Sept 9th will up date council.

Charlie adopts 45-91 Delbert.

2nd

5 for, 2 absent, 1 excused 1-NV

Motion carried.
Wildlife - Monroe Beecher
Hunting Elk
Sept. 15-20, 1991
2 wk

Generator - Not working anymore, will install new generator on Sept. 20, 1991.
Elk in
Aug. 4 - 300 tank - Elk must have died - Must have been attacked by Coyotes or etc., etc. Was dead when we arrived.

Chap. 11
Policies & Procedures - Pg. 31

Personnel Leave -

Kanis - Report on Mtn. attended in Phoenix this past weekend.

Employees working for Fox Boy. Employees cannot be employed elsewhere. They are wanting to be guides.

asked to be a guide but he refused.
Monroe says he lied or rather he Paul different.
2 sons, who are guides. Conflict of Interest in all of ways. The incident that happened with Ron, who was so drunk he was shooting off his gun and almost lost the game that was killed.

$7,000 -- $2,000 go to guides
Earl - Consensus is that it is the discretion of the supervisor.

CV - seems to be jealousy going on between these 2 Depts.
Clay would need to make a recommendation to his immediate supervisor.
Linda - her feeling and what was said at previous Council meetup supports Monroe.

Davis - Commissioned officers - would like to see this happen. We need more officers out there.
Court Administrator:

William D. Garrison
Marilyn Kay Freijillo
James D. Bradley, Jr.
John R. Blady

- Background investigation.
- Set up interview.

Barbara - letter from
Eva Sullivan

Rosie did not request leave through proper procedures.

Dallas or Edgar - need to look at Contract on Eva

Applications

Tribal Herd - In the eye of the Community. Getting comments from the Community.
45 days at Bull Pasture. You have given him approval without our (Council) approval.
Has he made his selection that he's going to keep?
Yes - about 705 head.

Water problems
over grazed
-
Lengthy discussion

Clay - Grand Canyon West

Bill Halton - was not really
for the tribe. Looked like he
was mainly for Lee Anderson
and Judy Strand.

Date for a general meeting before
December
11:30
Delbert 1st
Charlie 2nd
HUALAPAI TRIBAL COUNCIL
SPECIAL COUNCIL MEETING
August 12, 1991
5:00 p.m.

1. Roll Call:
   Earl Havatone, Chairman
   Edgar Walema, Vice-Chairman
   Delbert Havatone
   Linda Havatone
   Everett Manakaja Jr.
   Catalina Steele
   Barbara Tinhorn
   Charles Vaughn
   Clay Bravo

   6: Quorum
   5:25 p.m.

2. Announcement of Quorum

3. Meeting called to Order

   A G E N D A

1. Transwestern Pipeline
   El Paso Natural Gas Pipeline

2. Tribal Planner - Ernest Woodson

3. Tribal Attorney General Report - Robert Lyttle

4. Tribal Forestry - Charlie Murphy

5. Wildlife - Monroe Beecher

6. Selection of Court Administrator

7. Others
SPECIAL COUNCIL MEETING
August 12, 1991
5:00 P.M.

Secretary: Clara Mahone

Roll Call taken (7) members present constituting a quorum. The meeting was called to order at 5:25 p.m.

Present: 
Earl Havatone, Chairman
Edgar Walema, Vice-Chairman (excused)
Clay Bravo
Delbert Havatone
Linda Havatone
Catalina Steele (absent)
Barbara Tinhorn
Charles Vaughn
Everett Manakaja Jr. (absent)

Others:
Tom Wahlquist
Bob McNichols
Ernest Woodson
Robert Lyttle
Travis Majenty
Loretta Jackson
Monroe Beecher
Malinda Powskey

Transwestern Pipeline Co. - Memorandum of Understanding - There was a lengthy discussion. We need to get together with tribal members to form a working group to draft a MOU.

El Paso Gas Pipeline - we need protection of sacred areas. Will compile with federal regulations.

Tribal Planner - Sidewalk project. We need to resubmit for another project or appeal.

If the Tribe is going to resubmit for another project here are some recommendations, swimming pool, daycare center baseball field, something for the youth, halfway house.

Information to council that the tax administrator's position will expire on August 31, 1991.

Robert Lyttle - Tribal Attorney General Report - presented a letter to form a new law and order committee from George Rocha subject to council approval.

Robert also presented a resolution to enact an ordinance regulating the blockage of the railroad crossing pursuant to its power to protect the health, welfare and safety of its members.

Charlie moved to adopt Resolution 44-91 with minor corrections and seconded by Clay Bravo. Vote 6 for 0 opposed 2 absent 1 excused motion carried.

Tom Wahlquist gave a review on Forestry. There was a scoping meeting held on Saturday. A disciplinary team meeting is scheduled for September 9th will update council.

Charlie moved to adopt Resolution 45-91 Appointment of CORE Interdisciplinary Team, seconded by Delbert. Vote 5 in favor, 2 absent, 1 excused 1 not voting, motion carried.