

**SAN CARLOS APACHE TRIBE
SAN CARLOS APACHE INDIAN RESERVATION
SAN CARLOS, ARIZONA**

No. OC-13-259

(Approving Law Enforcement Mutual Aid Agreement with Gila County)

WHEREAS, the San Carlos Apache Tribe (“Tribe”) is a federally recognized Indian Tribe organized pursuant to the provisions of Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984); and

WHEREAS, the Tribal Council has the authority, among other things, to “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 [the Tribe’s] Constitution and Bylaws, “pursuant to Article V, Section 1(a) of the Amended Constitution and By-Laws of the San Carlos Apache Tribe; and

WHEREAS, pursuant to the federal Indian Law Enforcement Reform Act of 1990 (25 U.S.C. § 2801 *et seq.*, as amended by the Tribal Law and Order Act of 2010) federal and tribal law enforcement agencies with primary jurisdiction over crimes committed by Indians within the exterior boundaries of the San Carlos Apache Indian Reservation (the “reservation”) to request such law enforcement assistance as they deem necessary or appropriate from sworn members of other law enforcement jurisdictions, subject to resources and personnel as may be available for such purposes; and

WHEREAS, the Chief of the San Carlos Police Department (“SCPD”) this day presents a proposed Law Enforcement Mutual Aid Agreement with Gila County, as attached and incorporated by this reference; and

WHEREAS, proposed Agreement is the result of negotiations between the Chief, together with the Tribe’s Attorney General, and the Gila County Sheriff’s Office and the Gila County Attorney’s Office; and

WHEREAS, the Tribe’s Law and Order Committee has reviewed the proposed Agreement and recommends its approval; and

WHEREAS, the Tribal Council finds that the proposed Agreement will further enhance public safety on the Reservation.

BE IT RESOLVED by the Tribal Council of the San Carlos Apache Tribe the Law Enforcement Mutual Aid Agreement with Gila County, as attached, is hereby approved.

BE IT FURTHER RESOLVED by the Tribal Council of the San Carlos Apache Tribe that the Secretary of the U.S. Department of Interior, by and through the Bureau of Indian Affairs Office of Justice Services, is hereby requested to enter into an agreement with Gila County to provide the Gila County Sheriff's Office with Special Law Enforcement Commissions.

BE IT FURTHER RESOLVED by the Tribal Council of the San Carlos Apache Tribe that the Chairman, or in his absence, the Vice Chairman, or designee, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

CERTIFICATION

I, the undersigned, Secretary of the San Carlos Tribal Council, hereby certify that the Tribal Council is composed of eleven (11) members, of whom six (6), constituting a quorum, were at a Special Council Meeting hereto held on the 31st day of October, 2013, and that the foregoing Resolution No. OC-13-259 was duly adopted by a vote of FOR: 7; OPPOSED: 0; ABSTAINED: 0; of the Tribal Council pursuant to Article V, Section 1 (a) of the Amended Constitution and Bylaws of the San Carlos Apache Tribe, effective, February 24, 1954.



Katrina Talkalai, Tribal Secretary
SAN CARLOS APACHE TRIBE