



## *Tonto Apache Tribe*

Tonto Apache Reservation #30  
Payson, Arizona 85541  
Telephone: (928) 474-5000  
Fax: (928) 474-9125

### MEMORANDUM OF AGREEMENT

This Memorandum of Agreement ("Agreement") is made and entered into on this 17th day of November, 2015, by and between the Gila County Sheriff's Office of Gila County, Arizona ("Holder of Record") and the Tonto Apache Tribe ("Owner of Record"), a federally recognized Indian Tribe pursuant to Section 16 of the Indian Reorganization Act of 1934; Pub. L. No. 92-47, 86 Stat. 783 (1972); and the Apache Treaty, 10 Stat. 979 (1852) (collectively "the Parties").

#### **Article I. Recitals**

- A. The Gila County Board of Supervisors, the Gila County Sheriff's Office, and the Tonto Apache Tribe entered into an Agreement for Dispatch Services to the Tonto Apache Tribe Police Department on March 15, 2011.
- B. The Parties entered into an Arizona Criminal Justice Information System ("ACJIS") Holder of Record Agreement on \_\_\_\_\_ ("Holder of Record Agreement").

#### **Article II. Performance by the Parties**

In accordance with Section A of the Holder of Record Agreement, the Parties agree to the following:

- A. The Gila County Sheriff's Office shall be responsible for entering data into the ACJIS and the National Crime Information Center ("NCIC") automated systems, as soon as reasonably possible after minimum information is available.
- B. The Gila County Sheriff's Office shall be responsible for documentation of data entered into the ACJIS and NCIC automated systems and for updating all records maintained in the ACJIS and NCIC systems in accordance with this agreement.
- C. The Gila County Sheriff's Office shall be responsible for cancellation and modification of entries. The Tonto Apache Tribe Police Department shall notify the Gila County Sheriff's Office immediately when any record referred to in this Agreement is to be cancelled/modified in accordance with ACJIS and NCIC standards.
- D. The Gila County Sheriff's Office shall be responsible for removing records in accordance with established NCIC and ACJIS standards and requirements.
- E. The Gila County Sheriff's Office shall be responsible for the timeliness of entries, cancellations and modifications.

F. The Gila County Sheriff's Office shall be responsible for confirming a hit on a record in accordance with standards and requirements established by the FBI/NCIC and the ACJIS System Manager on behalf of the Arizona Criminal Justice Information System Policy Board.

G. The Gila County Sheriff's Office shall be responsible for validation of entries. The Tonto Apache Tribe Police Department will verify information and report to the Gila County Sheriff's Office in order to assist with the validation of entries.

H. The Tonto Apache Tribe Police Department shall provide complete supporting documentation to the Gila County Sheriff's Office prior to initial record entries being made by the Gila County Sheriff's Office. In the case of warrant entries, the Gila County Sheriff's Office shall maintain original warrants at its location to substantiate all warrant entries.

IN WITNESS WHEREOF, the Parties have executed this Agreement effective the day and year first above written.

Dated this \_\_\_ day of \_\_\_\_\_, 2015

Dated this 17 day of NOVEMBER, 2015

GILA COUNTY SHERIFF'S OFFICE

TONTO APACHE TRIBE,

a Federally Recognized Indian Tribe

  
\_\_\_\_\_  
J. Adam Shepherd                      Date  
Sheriff                                      12-16-15

  
\_\_\_\_\_  
Vivian L. Burdette                      Date  
Chairperson                              11-17-15

GILA COUNTY BOARD OF SUPERVISORS

Attest:

  
\_\_\_\_\_  
Rudy Ramirez, Tribal Secretary      Date  
11-17-15

\_\_\_\_\_  
Michael Pastor, Chairman              Date

Attest:

\_\_\_\_\_  
Marian Sheppard, Clerk                Date

Approved as to form:

\_\_\_\_\_  
Bryan B. Chambers                      Date  
County Attorney