

RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION

Law Enforcement Legal Advisor Contract
Robert Alan Hershey

- WHEREAS, The Tribal Attorney has advised the Tribal Council that there is a great need for Legal Advisor to the Law Enforcement agencies on the Reservation in the areas of search and seizure, arrest, search warrants, criminal procedure and court appearances, and all other aspects of law enforcement arising under the Tribal Criminal Code; and
- WHEREAS, the Tribal Attorney further advises the Tribal Council that the present budget for the Tribal Prosecutor is \$20,000 per year plus \$3,000 expenses, which requires the Tribal Prosecutor to make court appearances on behalf of the White Mountain Apache Tribe two days per week; and
- WHEREAS, the Tribal Attorney further advises the Tribal Council that the Tribal Prosecutor has been unable to perform training, seminars, and to do extensive legal research regarding the legal aspects of law enforcement on the Reservation due to time commitments elsewhere; and
- WHEREAS, the Tribal Attorney recommends that the Tribal Prosecutor's salary be reduced from \$20,000 to \$15,000 per year and that his expense account be reduced from \$3,000 to \$500 per year for a total reduction of \$7,500 and that said amounts should be utilized to retain a law enforcement legal advisor for the Police Department and Recreation Department in the area of law enforcement and applicable laws pertaining thereto; and
- WHEREAS, the Tribal Attorney advises the Tribal Council that the Tribal Prosecutor is in agreement with said arrangement and will not reduce the number of hours or days which he is presently required to commit to the Tribal Court in the prosecution of charges on behalf of the White Mountain Apache Tribe and will further be available as always on a call basis; and
- WHEREAS, the Tribal Attorney has drafted a Law Enforcement Legal Advisor Contract for discussion and approval by the Tribal Council which is attached and incorporated by reference herein; and
- WHEREAS, the Tribal Council has discussed fully the terms and provisions of the Law Enforcement Legal Advisor Contract and approves it as to form and content.

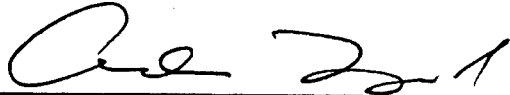
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe


that it hereby approves the reduction of the Tribal Prosecutor's budget as afore-described for the purposes designed therefor.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby approves the Law Enforcement Legal Advisor Contract which is attached and incorporated by reference herein and authorizes the Tribal Chairman to execute all documents in order to effectuate the same.

The foregoing resolution was on October 05 , 1983, duly adopted by a vote of 6 for and 0 against by the Tribal Council of the White Mountain Apache Tribe; pursuant to authority vested in it by Article V., Section 1(d) of the Amended Constitution and Bylaws of the Tribe, ratified by the Tribe June 27, 1958 and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

ACTING


Chairman of the Tribal Council


Secretary of the Tribal Council

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OCT 06 1983

FORT APACHE INDIAN
AGENCY
WHITERIVER, ARIZ.

Resolution No. 83-292