

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2019 Department of Education Special Services Program
Individuals with Disabilities Education Act Part B Budget Amendment No. 1)**

RESOLUTION NO. 19-264

1 **WHEREAS, the Tohono O'odham Legislative Council is authorized "to manage any funds**
2 **within the exclusive control of the Tohono O'odham Nation . . . and to appropriate**
3 **these funds for the benefit of the nation and its members" provided that "[a]ll**
4 **expenditures of these funds shall be pursuant to appropriations or budgets"**
5 **authorized by resolution or ordinance (Constitution of the Tohono O'odham**
6 **Nation, Article VI, Section 1(d)(2)); and**

7 **WHEREAS, the FY 2019 Department of Education Special Services Program Individuals with**
8 **Disabilities Education Act ("IDEA") Part B Budget in the amount of \$367,543.89**
9 **was approved by Resolution No. 18-299; and**

10 **WHEREAS, the Department of Education has prepared and submitted for review and**
11 **approval its FY 2019 Special Services Program IDEA Part B Budget Amendment**
12 **No. 1, which is incorporated by this reference and which will adjust operational**
13 **and/or personnel line items; and**

14 **WHEREAS, the FY 2019 Department of Education Special Services Program IDEA Part B**
15 **Budget Amendment No. 1 will decrease the FY 2019 Department of Education**
16 **Special Services Program IDEA Part B Budget by \$145,123.51 from \$367,543.89 to**
17 **\$222,420.38; and**

18 **WHEREAS, the Human Resources Development and Budget and Finance Committees have**
19 **reviewed the FY 2019 Department of Education Special Services Program IDEA**
20 **Part B Budget Amendment No. 1 and recommend its approval.**

21 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
22 **FY 2019 Department of Education Special Services Program IDEA Part B Budget**
23 **Amendment No. 1 effective October 1, 2018, which includes a \$145,123.51**
24 **decrease from \$367,543.89 to \$222,420.38 that shall be funded by the Nation's**
25 **general fund pending reimbursement from the grantor.**

26 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Tohono O'odham**
27 **Nation chairperson or any designated official is authorized to administer and**
28 **expend the FY 2019 Department of Education Special Services Program IDEA Part**
29 **B Budget as amended, provided that any amendments or modifications shall be**
30 **submitted for prior approval by the Tohono O'odham Legislative Council.**

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 29TH day of JULY, 2019 at a meeting at which a quorum was present with a vote of 3,175.7 FOR -0- AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(d)(2) and (3) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy C. Joaquin for
Timothy Joaquin, Legislative Chairman
31 day of July, 2019

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary
31 day of July, 2019

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 31 day of July, 2019 at 3:02 o'clock, p.m., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy C. Joaquin for
Timothy Joaquin, Legislative Chairman

APPROVED

on the 31 day of July, 2019

DISAPPROVED

at 6:04 o'clock, p.m.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 1st day of
August, 2019, at 8:48 o'clock, A.m.

Deannefrans J. Jr.
Evonne Wilson, Legislative Secretary

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ACTION: APPROVING FY 2019 DEPARTMENT OF EDUCATION SPECIAL SERVICES PROGRAM INDIVIDUALS WITH DISABILITIES EDUCATION ACT PART B BUDGET AMENDMENT NO. 1

MOVED: VICE CHAIRMAN QUINTIN C. LOPEZ

SECOND: COUNCILWOMAN JANICE FELIX

DATE: JULY 29, 2019

| DISTRICT | LEGISLATIVE REPRESENTATIVES | # OF VOTES | FOR | AGAINST | NOT VOTING | ABSENT |
|----------------------|---|----------------|----------------|------------|------------|-------------|
| BABOQUIVARI 384.8 | 1. LEANDER MASE (Francine Schooling) | 192.40 | X | | | |
| | 2. ALBERTA J. RAY (Frances G. Antone) | 192.40 | X | | | |
| CHUKUT KUK 347.5 | 1. VIVIAN JUAN-SAUNDERS (<i>Absent</i>) (Juanita Homer) (<i>Present</i>) | 173.75 | X | | | |
| | 2. MARLAKAY HENRY (Billman Lopez) | 173.75 | X | | | |
| GU ACHI 279.3 | 1. VICTORIA HOBBS () | 139.65 | X | | | X |
| | 2. TIMOTHY L. JOAQUIN (Louis L. Johnson) | 139.65 | X | | | |
| GU VO 264.5 | 1. DALLAS LEWIS (<i>Absent</i>) (Nacho Flores) (<i>Present</i>) | 132.25 | X | | | |
| | 2. GRACE MANUEL () | 132.25 | X | | | |
| HICKIWAN 213.8 | 1. SANDRA D. ORTEGA () | 106.90 | X | | | X |
| | 2. LOUIS R. LOPEZ (Delma M. Garcia) | 106.90 | X | | | |
| PISINEMO 230.7 | 1. MONICA K. MORGAN () | 115.35 | X | | | |
| | 2. MARIETTA MARTIN () | 115.35 | X | | | |
| SAN LUCY 235.6 | 1. GLORIA RAMIREZ () | 117.80 | X | | | |
| | 2. JANA MONTANA (Lorraine M. Eiler) | 117.80 | X | | | |
| SAN XAVIER 238.9 | 1. JANICE FELIX (Adam Andrews) | 119.45 | X | | | |
| | 2. DANIEL L.A. PRESTON III () | 119.45 | X | | | X |
| SCHUK TOAK 189.0 | 1. QUINTIN C. LOPEZ (Agnes V. Joaquin) | 94.50 | X | | | |
| | 2. TERESA F. DONAHUE (Alberta Espinoza) | 94.50 | X | | | |
| SELLS 547.1 | 1. ADRIANNE TILLER () | 273.55 | X | | | X |
| | 2. ARTHUR WILSON () | 273.55 | X | | | |
| SIF OIDAK 244.5 | 1. LUCINDA ALLEN (Yolonda Garcia) | 122.25 | X | | | |
| | 2. MARY LOPEZ (Ann M. Garcia) | 122.25 | X | | | |
| TOTAL | | 3,175.7 | 3,175.7 | -0- | -0- | [04] |