

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Intergovernmental Agreement with Arizona Department of Health Services
for Emergency Preparedness and Response)

RESOLUTION NO. 09-123

1 **WHEREAS, the Arizona Department of Health Services is responsible for distributing federal**
2 **funds to Indian tribes in Arizona for public health preparedness and response, and**

3 **WHEREAS, federal funds are appropriated by the Centers for Disease Control and Prevention**
4 **(CDC) to the State of Arizona for allocation to the tribes in Arizona through an**
5 **Intergovernmental Agreement with the Arizona Department of Health Services, and**

6 **WHEREAS, the funds appropriated by the CDC may vary in amounts and for which funds**
7 **allocated by the state to the tribes may intern vary, the Intergovernmental**
8 **Agreement is for a period of five years from August 8, 2008 to August 8, 2013, and**

9 **WHEREAS, the Tohono O'odham Nation has negotiated provisions in the special terms and**
10 **condition of the Intergovernmental Agreement which preserves the Nation's**
11 **sovereign immunity from suit and restricts the application of state law on the**
12 **Nation's government; and**

13 **WHEREAS, this governmental agreement has been reviewed by the Health and Human Services**
14 **Committee and the Budget and Finance Committee, which recommend approval by**
15 **the Legislative Council.**

16 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
17 **Intergovernmental Agreement with the Arizona Department of Health Services,**
18 **Contract No. HG954111 on Emergency Preparedness and Response, which**
19 **terminates on August 8, 2013.**

20 **BE IT FINALLY RESOLVED that the Tohono O'odham Nation's Legislative Council that the Tohono**
21 **O'odham Nation's Official, to wit; the Chairman, and Vice-Chairman and any**
22 **designated official are authorized to negotiate and execute this IGA, provided**
23 **however, that any amendments affecting the IGA shall be submitted for further prior**
24 **approval by the Tohono O'odham Legislative Council.**

25 **The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 11TH . Day**
26 **of MARCH, 2009 at a meeting at which a quorum was present with a vote of 2,534.5 FOR; -0-**
27 **AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by**
28 **Section 1(d)(2)&(3) and (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted**
29 **by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
30 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
31 **18, 1934 (48 Stat. 984).**

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Felicia Muney for
Verlon M. Jose, Legislative Chairman

1st day of April, 2009

ATTEST:

Lucille Lopez
Lucille Lopez, Acting Legislative Secretary

11 day of March, 2009.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 1st day of April, 2009 at 10:40 o'clock, a.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

Felicia Muney for
Verlon M. Jose, Legislative Chairman

APPROVED on the 2 day of April, 2009
 DISAPPROVED at 3:30 o'clock, P.M.

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

RESOLUTION NO. 09-123

**(Approving the Intergovernmental Agreement with Arizona Department of Health Services for
Emergency Preparedness and Response)**

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Returned to the Legislative Secretary on the 2 day of

March, 2009, at 4:53 o'clock, p.M.

Lucille Lopez
Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING THE INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF HEALTH SERVICES FOR EMERGENCY PREPAREDNESS AND RESPONSE

MOVED: COUNCILWOMAN SANDRA ORTEGA

SECOND: COUNCILWOMAN OLIVIA VILLEGAS-LISTON

DATE: MARCH 11, 2009

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 316.9	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE (Vernon Smith)	158.45	X			
CHUKUT KUK 264.8	1. ETHEL GARCIA ()	132.40	X			
	2. VERLON M. JOSE ()	132.40	X			X
GU ACHI 227.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ()	113.95	X			
GU VO 199.2	1. GRACE MANUEL ()	99.60	X			
	2. RAYMOND VICTOR ()	99.60	X			X
HICKIWAN 172.0	1. MICHELLE ORTEGA ()	86.00	X			
	2. SANDRA ORTEGA ()	86.00	X			
PISINEMO 182.4	1. CHESTER ANTONE (Tony Murrietta)	91.20	X			
	2. GERALD FAYUANT ()	91.20	X			
SAN LUCY 181.1	1. LORRAINE EILER ()	90.55	X			
	2. GLORIA RAMIREZ ** ()	90.55	X			
SAN XAVIER 196.5	1. FELICIA NUÑEZ (Adam P. Andrews)	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			
SCHUK TOAK 154.6	1. FRANCES B. CONDE (Fredrick Jose)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			
SELLS 444.7	1. KIMBERLY LISTO ()	222.35	X			
	2. EVELYN B. JUAN MANUEL ()	222.35	X			X
SIF OIDAK 194.4	1. WAVALENE ROMERO ()	97.20	X			
	2. MARY LOPEZ ()	97.20	X			
TOTAL		2,534.5	2,534.5	-0-	-0-	[03]

**PASSED VOTES