

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing the Opening of a New Account with Bank of America for the Purpose of
Providing Fiscal Intermediary Services to the Tohono O'odham Nation Health Care)

RESOLUTION NO. 17-194

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council**
2 **with the authority "to manage any funds within the exclusive control of the**
3 **Tohono O'odham Nation" (Constitution, Article VI, Section 1(d)(2)); and**

4 **WHEREAS, by Resolution No. 91-042, the Tohono O'odham Legislative Council adopted a**
5 **Financial Investment Policy that was subsequently amended by Resolutions 01-**
6 **213, 08-608, 14-198, and 15-349, which provides that the Tohono O'odham**
7 **Legislative Council may authorize the creation of new accounts for the Tohono**
8 **O'odham Nation ("Nation"); and**

9 **WHEREAS, the Nation is entering into a Memorandum of Understanding ("MOU") with Blue**
10 **Cross Blue Shield of New Mexico ("BCBS") for the provision of fiscal intermediary**
11 **services to Tohono O'odham Nation Health Care; and**

12 **WHEREAS, as fiscal intermediary, BCBS will process and make payments for certain**
13 **contract health service medical and dental claims and will provide program**
14 **management services under Contract number 61G160115 ("the Contract"); and**

15 **WHEREAS, the Nation's Investment Committee, comprised of the Budget and Finance**
16 **Committee, the Nation's Treasurer, and the Nation's Chairperson, recommends**
17 **the opening of the new account with Bank of America for BCBS to act as fiscal**
18 **intermediary, to process and make payment for certain purchased and referred**
19 **care medical and dental claims and to provide program management services**
20 **under the Contract and MOU; and**

21 **WHEREAS, the Health and Human Services committee has reviewed and supports the**
22 **proposal; and**

23 **WHEREAS, the new account will be identified as the TON - Fiscal Intermediary Account at**
24 **Bank of America.**

25 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council authorizes**
26 **the Nation's Treasurer to open a new account with Bank of America and to**
27 **execute any related documents for the purpose of BCBS providing fiscal**
28 **intermediary services to Tohono O'odham Nation Health Care.**

29 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 05TH**
30 **day of MAY, 2017 at a meeting at which a quorum was present with a vote of 3,021.4 FOR; -0-**
31 **AGAINST; [01] NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by**
32 **Article VI, Section 1(d)(2) of the Constitution of the Tohono O'odham Nation, adopted by the**
33 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
34 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of**
35 **June 18, 1934 (48 Stat.984).**

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Page 2 of 2

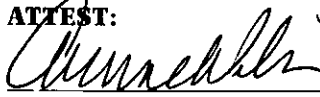
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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman
8 day of May, 2017

ATTEST:



Evonne Wilson, Legislative Secretary
8 day of May, 2017

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 8 day of May, 2017 at 10:44 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



Timothy Joaquin, Legislative Chairman

APPROVED

on the 8 day of May, 2017

DISAPPROVED

at 11:25 o'clock, A.m.



EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 11 day of
May, 2017, at 9:50 o'clock, a.m.



Evonne Wilson, Legislative Secretary

ACTION: AUTHORIZING THE OPENING OF A NEW ACCOUNT WITH BANK OF AMERICA FOR THE PURPOSE OF PROVIDING FISCAL INTERMEDIARY SERVICES TO THE TOHONO O'ODHAM NATION HEALTH CARE

Moved: COUNCILMAN ANTHONY J. FRANCISCO JR.

Second: COUNCILMAN DANIEL L.A. PRESTON III

DATE: MAY 05, 2017

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 367.2	1. FRANCES MIGUEL (Roberta E. Harvey)	183.60	X			X
	2. VERNON J. SMITH (Gloria Zazueta)	183.60	X			
CHUKUT KUK 332.1	1. ETHEL GARCIA (Marla Kay Henry)	166.05	X			
	2. BILLMAN LOPEZ (<i>Absent</i>) (Patricia Vicenti) (<i>Present</i>)	166.05	X			
GUACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X			
	2. LORETTA LEWIS ()	132.50	X			
GU VO 250.6	1. GRACE MANUEL (Dallas Lewis)	125.30	X		X	
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	125.30	X			
HICKIWAN 205.8	1. LOUIS R. LOPEZ (Shirley Molina)	102.90	X			X
	2. SANDRA ORTEGA ()	102.90	X			
PISINEMO 219.9	1. CHESTER ANTONE (<i>Absent</i>) (Caroline D. Garcia) (<i>Present</i>)	109.95	X			
	2. MONICA K. MORGAN ()	109.95	X			
SAN LUCY 226.5	1. DIANA MANUEL (Lorraine Eiler)	113.25	X			
	2. JANA MONTANA (Gloria Ramirez)	113.25	X			
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III (Felicia Nunez)	114.30	X			
	2. RACHEAL VILSON-STONER (<i>Absent</i>) (Olivia Villegas-Liston) (<i>Present</i>)	114.30	X			
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. (Teresa F. Donahue)	90.30	X			
	2. QUINTIN C. LOPEZ (John Fendenheim)	90.30	X			
SELLS 513.5	1. ARTHUR WILSON (Beverly Rivas)	256.75	X			
	2. BARBARA HAVIER (Idaleen Reyes)	256.75	X			
SIF OIDAK 231.6	1. LUCINDA ALLEN ()	115.80	X			X
	2. MARY LOPEZ ()	115.80	X			
TOTAL		3,021.4	3,021.4	-0-	[01]	[03]