

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2019 Attorney Contract with the Law Firm of Steptoe and Johnson, LLP)**

RESOLUTION NO. 18-470

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council with**
2 **the power to "employ legal counsel for the protection and advancement of the**
3 **rights of the Tohono O'odham Nation" and to "consult, negotiate and conclude**
4 **agreements and contracts on behalf of the Tohono O'odham Nation with Federal,**
5 **State and local governments and other Indian tribes or their departments,**
6 **agencies, or political subdivisions, or with private persons or organizations on all**
7 **matters within the authority of the Tohono O'odham Council." (Constitution of**
8 **the Tohono O'odham Nation, Article VI, Section 2(a) and Section 1(f)); and**
9 **WHEREAS, the Tohono O'odham Legislative Council is further authorized "to manage any**
10 **funds within the exclusive control of the Tohono O'odham Nation . . . and to**
11 **appropriate these funds for the benefit of the nation and its members" provided**
12 **that "[a]ll expenditures of these funds shall be pursuant to appropriations or**
13 **budgets" authorized by resolution or ordinance (Constitution of the Tohono**
14 **O'odham Nation, Article VI, Section 1(d)(2)); and**
15 **WHEREAS, attorney contracts on behalf of the Nation require Legislative Council approval**
16 **(26 Tohono O'odham Code Chapter 1, Article 4); and**
17 **WHEREAS, the Office of Attorney General requires the legal services of the law firm of Steptoe**
18 **and Johnson, LLP to represent the Tohono O'odham Nation in gaming and related**
19 **matters; and**
20 **WHEREAS, the Office of Attorney General has prepared and submitted for review and**
21 **approval the FY 2019 Attorney Contract with the Law Firm of Steptoe and Johnson,**
22 **LLP ("Contract"), which is incorporated by this reference; and**
23 **WHEREAS, the Gaming Negotiating and Domestic Affairs Committees have reviewed and**
24 **recommend approval of the FY 2019 Attorney Contract with the Law Firm of**
25 **Steptoe and Johnson, LLP.**
26 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
27 **FY 2019 Attorney Contract with the Law Firm of Steptoe and Johnson, LLP for an**
28 **initial term commencing October 1, 2018 and ending September 30, 2019, and for**
29 **up to two additional renewal terms, the first commencing on October 1, 2019 and**
30 **ending September 30, 2020 and the second commencing on October 1, 2020 and**
31 **ending September 30, 2021, as provided for in Section 13.1 of the Contract.**
32 **BE IT FURTHER RESOLVED that the Contract shall be funded by the Tohono O'odham Gaming**
33 **Enterprise pursuant to Title 16 TOC Chapter 2, Section 7(b)(6).**

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Page 2 of 3

1 **BE IT FINALLY RESOLVED** that the Tohono O'odham Legislative Council authorizes and directs
2 the Nation's chairperson to execute the Contract, provided that if the Legislative
3 Council fails to appropriate or authorize the expenditure of sufficient funds to
4 provide for payment under the Contract, the Contract shall terminate on the date
5 such funds are no longer available without any termination charges or other
6 liability to the Nation.

7 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 05TH
8 day of DECEMBER, 2018 at a meeting at which a quorum was present with a vote of 2,852.3 FOR;
9 ~~-0-~~ AGAINST; ~~-0-~~ NOT VOTING; and 232.3[07] ABSENT, pursuant to the powers vested in the
10 Council by Article VI, Section 2 (a), Article VI, Section 1(d)(2) and 1(f) of the Constitution of the
11 Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and
12 approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6,
13 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).

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16 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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20 Timothy Joaquin, Legislative Chairman

21 5 day of December, 2018

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23 ATTEST:


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26 Evonne Wilson, Legislative Secretary

27 5 day of December, 2018

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30 Said Resolution was submitted for approval to the office of the Chairman of the Tohono
31 O'odham Nation on the 5 day of December, 2018 at 3:20 o'clock, P.m.,
32 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
33 effective upon his approval or upon his failure to either approve or disapprove it within 48
34 hours of submittal.

35 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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39 Timothy Joaquin, Legislative Chairman

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44 APPROVED

on the 5 day of December, 2018

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46 DISAPPROVED

at 3:55 o'clock, P.m.

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50 EDWARD D. MANUEL, CHAIRMAN
51 TOHONO O'ODHAM NATION

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Page 3 of 3

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Returned to the Legislative Secretary on the 5 day of
December, 2018, at 4:14 o'clock, p.m.

Evonne Wilson
Evonne Wilson, Legislative Secretary

