

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Setting Aside \$8,791,778 for FY 2002, 2003 and 2004 Operations of Tohono
O'odham Community College and appropriating \$3,320,165 for FY 2002)

RESOLUTION NO. 01-211

- 1 **WHEREAS, Resolution 98-06 approved Ordinance 98-01 enacting the Charter of the Tohono**
2 **O'odham Community College (hereinafter "TOCC"); and**
- 3 **WHEREAS, the majority of District Councils approved three years of additional funding for TOCC**
4 **from gaming savings for FY 2002, 2003 and 2004; and**
- 5 **WHEREAS, the Board of Trustees as part of its annual report has approved the proposed budget**
6 **per article 4.2.5 of the college Charter; and**
- 7 **WHEREAS, a Board of Trustees was appointed; and**
- 8 **WHEREAS, the Nation allocated funds to the College in its first year of \$1.4 million and \$2.4**
9 **million for its second year; and**
- 10 **WHEREAS, the College has made significant progress by implementing the standards established**
11 **by the College Charter by:**
- 12 **1. Hiring a President**
 - 13 **2. Establishing financial policies and procedures**
 - 14 **3. Offering courses since January 2000 throughout the Nation**
 - 15 **4. Providing student services**
 - 16 **5. Securing facilities**
 - 17 **6. Developing and Intergovernmental Agreement (IGA) with Pima Community**
18 **College that allows for co-enrollment of students**
 - 19 **7. Securing grants valued at over \$1 million; and**
- 20 **WHEREAS, TOCC has merged with the Career Center and has received set aside funds (450K)**
21 **associated with that program for 2000/01; and**
- 22 **WHEREAS, financial support for the College for an additional three years from gaming savings**
23 **is necessary to solidify the establishment of the College in order to become fully**
24 **accredited by the North Central Association of Colleges and Schools; and**
- 25 **WHEREAS, the Board of Trustees established the fiscal year to be from July 1st to June 30th; and**
- 26 **WHEREAS, this appropriation request has been received by the Executive Office, the Human**
27 **Resource Development committee, and the Budget and Finance committee; and**
- 28 **WHEREAS, the Charter of the TOCC, under Article 4, sets forth a fiduciary duty for the TOCC**
29 **Board by requiring that "the affairs of the TOCC shall be managed by the Board of**
30 **Trustees" and, under Article 7, that the Board "may establish and maintain such bank**
31 **accounts as may be necessary and convenient" within the limitations provided in the**
32 **Charter of the TOCC.**

RESOLUTION NO. 01-211

(Setting Aside \$8,791,778 for FY 2002, 2003 and 2004 Operations of Tohono O'odham Community College and appropriating \$3,320,165 for FY 2002)

Page 2 of 3

1 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council sets aside the**
2 **following amounts for College operations from Desert Diamond Savings:**

3 **FY 2002 \$3,320,165**

4 **FY 2003 \$2,682,208**

5 **FY 2004 \$2,789,405**

6 **BE IT FURTHER RESOLVED that the interest earned for fiscal years 2003 and 2004, while in custody**
7 **of the Tohono O'odham Nation, will remain with the Nation.**

8 **BE IT FURTHER RESOLVED \$3,320,165 is hereby appropriated for operations of FY 2002 and that**
9 **the TOCC Board of Trustees is hereby authorized to utilize any and all funds provided**
10 **by the Tohono O'odham Legislative Council in furtherance of the Charter.**

11 **BE IT FURTHER RESOLVED that TOCC Board of Trustees has authority within the parameters of**
12 **the TOCC Charter to identify, receive and expend any and all funds in furtherance**
13 **of the Charter, including but not limited to any funds available pursuant to P.L. 93-**
14 **638, funds appropriated by the Tohono O'odham Nation for TOCC and any other funds**
15 **from any source previously identified.**

16 **BE IT FINALLY RESOLVED that this appropriation and the use of such funds by the TOCC Board**
17 **is subject to the requirements set forth under the Charter of the TOCC as enacted**
18 **by Ordinance 98-01 and any applicable laws of the Tohono O'odham Nation or United**
19 **States.**

20 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 09TH. Day**
21 **of MAY, 2001 at a meeting at which a quorum was present with a vote of 1,466.9 FOR; 532.7 AGAINST;**
22 **-0- NOT VOTING; and 165.9[06] ABSENT, pursuant to the powers vested in the Council by Section 1**
23 **(f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono**
24 **O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
25 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**
26 **Stat. 984).**

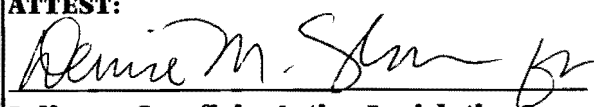
27 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

28 
29

30 **Dennis Ramon, Legislative Chairman**

31 18th day of May, 2001

32 **ATTEST:**

33 
34

35 **Julianna Saraficio, Acting Legislative Secretary**

36 09 day of May, 2001.
37
38

RESOLUTION NO. 01-211

(Setting Aside \$8,791,778 for FY 2002, 2003 and 2004 Operations of Tohono O'odham Community College and appropriating \$3,320,165 for FY 2002)

Page 3 of 3

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 18th day of May, 20 01 at 2:51 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



Dennis Ramon, Legislative Chairman

APPROVED

on the 22nd day of May, 20 01

DISAPPROVED

at 9:00 o'clock, A.M.



**EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 22 day of

May, 20 01, at 12:09 o'clock, P.M.



Julianna Saraficio, Acting Legislative Secretary

ACTION: SETTING ASIDE \$8,791,778 FOR FY 2002, 2003 AND 2004 OPERATIONS OF TOHONO O'ODHAM COMMUNITY COLLEGE AND APPROPRIATING \$3,320,165 FOR FY 2002

MOVED: COUNCILMAN DAVID GARCIA

SECOND: COUNCILWOMAN BARBARA SALVICIO

DATE: MAY 09, 2001

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			X
SELLS 372.7	1. DENNIS E. JOSE ()	186.35		X		
	2. EVELYN JUAN ()	186.35		X		
SCHUK TOAK 133.4	1. MARY FLORES ()	66.7	X			
	2. AMBROSE ENCINAS ()	66.7	X			
SAN XAVIER 165.9	1. TONY BURRELL ()	82.95				X
	2. DENNIS RAMON ()	82.95				X
BABOQUIVARI 286.5	1. FRANCES MIGUEL ()	143.25	X			
	2. FRANCES G. ANTONE (Edward N. Kisto)	143.25	X			
GU ACHI 209.6	1. CAMILLUS LOPEZ ()	104.8	X			
	2. ALEX J. RAMON ()	104.8	X			
PISINEMO 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			
	2. JOHNSON JOSE ()	78.4	X			
SAN LUCY 128.1	1. ALBERT MANUEL, JR. ()	64.05	X			
	2. GLORIA RAMIREZ ()	64.05	X			X
GU VO 160.0	1. FERN SALCIDO ()	80.0		X		
	2. GLORIA MONTANA (Phillip Antone)	80.0		X		X
HICKIWAN 158.1	1. SHIRLEY MOLINA ** ()	79.05	X			
	2. LLOYD FRANCISCO (Susan Sam)	79.05	X			
CHUKUT KUK 222.6	1. KENNETH WILLIAMS ()	111.3	X			X
	2. DAVID GARCIA (Mary Audrey Juan)	111.3	X			
TOTAL		2,165.5	1,466.9	532.7	-0-	165.9 [06]

**PASSED VOTES