

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Transfer of Certain P.L. 93-638 Funding from the Nation to the
Tohono O'odham Community College)

RESOLUTION NO. 01-212

1 **WHEREAS, in Resolution No. 2000-412 the Tohono O'odham Nation ("Nation") authorized the**
2 **Tohono O'odham Community College ("TOCC") to enter into a Self-Determination**
3 **Contract with the Bureau of Indian Affairs; and**

4 **WHEREAS, in Resolution No. 2000-514 the Nation approved the transfer of the Nation's Career**
5 **Center program to the TOCC; and**

6 **WHEREAS, the Nation has been funding the Career Center program in part with P.L. 93-638**
7 **funding from the "Jobs Placement and Training" program funds provided by the**
8 **Bureau of Indian Affairs as listed on the Tribal Priority Allocations ("TPA") budget.**
9 **These "Jobs Placement and Training" program funds have historically been divided**
10 **by the Nation between the Nation's Career Center program and the Employment**
11 **Assistance (Direct Employment) program; and**

12 **WHEREAS, despite the approved transfer of the Career Center to TOCC, P.L. 93-638 direct cost**
13 **funding for the Career Center for FY 2001 was transferred to the Nation pending**
14 **completion of a 638 contract between TOCC and the Bureau of Indian Affairs, and the**
15 **Career Center's share of the funds must now be transferred to TOCC; and**

16 **WHEREAS, the Bureau of Indian Affairs has requested that the Nation specify what amount of P.L.**
17 **93-638 funds the Bureau should provide to the TOCC for use in TOCC's occupational**
18 **training program for future years; and**

19 **WHEREAS, the Career Center's P.L. 93-638 budget for FY 2001 is \$161,547.00 in direct cost, plus**
20 **\$28,109.18 in indirect cost; and**

21 **WHEREAS, the \$161,547.00 in direct program funds amounts to approximately 34 percent of the**
22 **\$476,758.00 available in Jobs Placement and Training program funds (BIA/FFS**
23 **Program Code H54610 39535) in FY 2001; and**

24 **WHEREAS, the Human Resources Development Committee and the Budget and Finance**
25 **Committee of the Legislative Council have reviewed this resolution and recommend**
26 **approval by the Legislative Council.**

27 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council:**

28 **1. Approves the transfer of the Career Center program's share of the FY 2001 Jobs**

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Placement and Training program funds from the Nation to TOCC in the amount of \$161,547.00 minus any amounts used by the Nation to operate the Career Center program since October 1, 2000, to be transferred after TOCC has entered into a 638 contract with the Bureau of Indian Affairs;

- 2. Authorizes the Bureau of Indian Affairs to transfer directly to TOCC, after its 638 contract is in place, thirty-four percent (34%) of the contract support funds (BIA/FFS Program Code H54610 39270) which may be allocated by the Bureau of Indian Affairs for Jobs Placement and Training programs (BIA Program Code H54610 39535) in FY2001; and**
- 3. Authorizes the Bureau of Indian Affairs to divide the P.L. 93-638 "Jobs Placement and Training" program funds (BIA/FFS Program Code H54610 39535) available to the Nation, sixty-six percent (66%) to the Nation for use in its Employment Assistance (Direct Employment) program or any other use agreed to by the Nation and the Bureau of Indian Affairs, and thirty-four percent (34%) to the TOCC for the operation of an occupational training program, for all future years in which TOCC continues to operate an occupational training program.**

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 09TH Day of MAY, 2001 at a meeting at which a quorum was present with a vote of 2,165.5 FOR; -0- AGAINST; -0- NOT VOTING; and [05] ABSENT, pursuant to the powers vested in the Council by Section 1 (f) of Article VI 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


Dennis Ramon, Legislative Chairman

20th day of May, 2001

ATTEST:


Julianna Saraficio, Acting Legislative Secretary

09 day of May, 2001.

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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 22nd day of May, 20 01 at 2:40 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 _____ day of _____, 20 _____

DISAPPROVED at _____ o'clock, ____M.

EXCEEDED 48 HOURS

EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 24 day of

May, 20 01, at 4:41 o'clock, P.M.


Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING THE TRANSFER OF CERTAIN P.L. 93-638 FUNDING FROM THE NATION TO THE TOHONO O'ODHAM COMMUNITY COLLEGE

MOVED: COUNCILMAN ALEX RAMON

SECOND: COUNCILMAN ALBERT MANUEL, JR.

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			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	2,165.5	-0-	-0-	[05]

**PASSED VOTES