

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing an Appropriation of Supplemental Funds for '93 ICDBG, '94 ICDBG, '94 HOME,
'95 ICDBG, '96 HOME, '97 ICDBG and the Colonias (EPA/USDA/TON) Grants from the Tohono
O'odham Nation's Savings Set Aside from Gaming Revenues)

DEFEATED
RESOLUTION NO. 01-615

- 1 **WHEREAS, Tohono O'odham Nation (Nation) applied for and was awarded Indian Community**
2 **Development Block Grant and HOME grants from the United States Department of**
3 **Housing and Urban Development (HUD) in the following years '93, '94, '95, '96, '97; and**
4 **WHEREAS, the Nation also solicited and accepted funds from the United States Department of**
5 **Agriculture and project budgets of the EPA/USDA/TON grant and authorized to**
6 **implement and expend on behalf of the recipients with Tohono O'odham Legislative**
7 **Council Resolution No. 99-194; and**
8 **WHEREAS, the Tohono O'odham Legislative Council authorized the expenditures of funds for the**
9 **following grants on the following dates: '94 ICDBG, August 07, 1996, Resolution No. 96-**
10 **348, '94 HOME, August 07, 1996, Resolution No. 96-350; '95 ICDBG, December 29, 1998,**
11 **Resolution No. 98-537; '97 ICDBG, March 20, 1998, Resolution No. 98-108, Colonias**
12 **Project, April 29, 1999, Resolution No. 99-194 and 99-195; and**
13 **WHEREAS, the Tohono O'odham Legislative Council approved Resolution No. 96-192 on May 09,**
14 **1996 which read in part, " . . . the Nation agrees to appropriate \$1,500,000.00 of**
15 **matching funds to the HUD Grant for the 1996 HOME Grant if awarded."; and**
16 **WHEREAS, the Nation was awarded \$691,495 for the '96 HOME Grant on August 06, 1996; and the**
17 **Nation did not appropriate the required matching funds to the '96 HOME Grant to**
18 **implement and complete project; and the awarded amount of \$691,495.00 for the '96**
19 **HOME Grant expired in August of 2001; and**
20 **WHEREAS, the aforementioned grants do not have significant funding to properly implement,**
21 **administer, complete and meet the Needs Description outline in the grant**
22 **application, which includes hours necessary for construction, installation of supply**
23 **lines and the necessary infrastructure upgrade; and**
24 **WHEREAS, the Executive Office in November 2000 re-evaluated the ICDBG/HOME projects and**
25 **arrived at a true cost estimate of \$9,405,649.93 to complete the aforementioned**
26 **grants; and**
27 **WHEREAS, it has become necessary to request supplemental funds for the following grants in the**
28 **amount of \$9,405,649.93 to be distributed as follows:**

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1	93 ICDBG	\$2,630.51
2	94 ICDBG	\$124,500.00
3	94 HOME	\$2,677,640.01
4	95 ICDBG	\$808,751.00
5	96 HOME	\$3,483,224.00
6	97 ICDBG	\$196,863.41
7	Colonias	\$2,112,041.00 ; and
8	(EPA/USDA/TON)	

9 **WHEREAS, the staff of the ICDBG/HOME and the Planning Department did make presentations**
10 **to all eleven district councils of the Tohono O'odham Nation and nine district**
11 **councils have submitted supporting district resolutions in support of the**
12 **\$9,405,649.93 supplement request to complete all grants mentioned; and**

13 **WHEREAS, the request for supplemental funds for the mentioned grants are to be drawn from**
14 **the Tohono O'odham Nation's set aside from the Gaming Revenues for use in fiscal**
15 **years: FY-02, FY-03, FY-04 and the ICDBG Office will prepare budgets for review and**
16 **approval; and**

17 **WHEREAS, the request for supplement funds for the mentioned grants have been presented to**
18 **the Tohono O'odham Nation's Executive Office, Legislative Council's Budget &**
19 **Finance and Housing Committees and recommend the same.**

20 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby approves**
21 **and authorizes expenditures of the proposed supplemental request be drawn from**
22 **the Tohono O'odham Nation's set aside from the Gaming Revenues so that all grant**
23 **projects be completed.**

24 **BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council hereby appropriates the**
25 **amounts of \$2,628,609.87 beginning January 2002, \$6,425,758.92 at the beginning of**
26 **FY 2003, and \$351,281.14 at the beginning of FY 2004, for a total of \$9,405,649.93 from**
27 **the Tohono O'odham Nation's saving set aside from the Gaming Revenues to be used**
28 **as a multi-year project.**

29

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1 **BE IT FURTHER RESOLVED** that the Tohono O'odham Legislative Council directs that the amount
2 approved for each fiscal year be deposited in a segregated, interest-bearing account
3 at the beginning of each fiscal year and that all interest earned revert to the Nation's
4 General Fund.

5 **BE IT FURTHER RESOLVED** that the Planning Director shall be responsible for ensuring that
6 purchasing procedures are adhered to.

7 **BE IT FURTHER RESOLVED** that the Planning Director shall provide monthly project status reports
8 to the Legislative Housing and Budget & Finance Committees, as well as quarterly
9 project status reports to the Legislative Council.

10 **BE IT FINALLY RESOLVED** that the Tohono O'odham Legislative Council hereby authorizes the
11 Chairman or his designee to negotiate and execute any and all contracts in order to
12 ensure projects are completed; it further authorizes the Chairman and the Treasurer
13 investigate the placement of a Bond Obligation.

14 The foregoing Resolution was presented to the Tohono O'Odham Legislative Council on the 07TH.
15 Day of DECEMBER, 2001 at a meeting at which a quorum was present, and by a vote of 1,027.8 FOR;
16 1,389.7 AGAINST; -0- NOT VOTING; and [03] ABSENT, failed to pass because it did not receive a
17 majority of the votes cast as required by Section 2 of Article V of the Constitution of the Tohono
18 O'odham Nation.

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20 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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24 **Rita A. Martinez, Legislative Chairwoman**

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27 **ATTEST:**

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31 **Julianna Saraficio, Acting Legislative Secretary**

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DEFEATED
RESOLUTION NO. 01-615

ACTION: AUTHORIZING AN APPROPRIATION OF SUPPLEMENTAL FUNDS FOR '93 ICDBG, '94 ICDBG, '94 HOME, '95 ICDBG, '96 HOME, '97 ICDBG AND THE COLONIAS (EPA/USDA/TON) GRANTS FROM THE TOHONO O'DHAM NATION'S SAVINGS SET ASIDE FROM GAMING REVENUES

MOVED: COUNCILMAN ALEX RAMON

SECOND: COUNCILMAN KENNETH WILLIAMS

DATE: DECEMBER 07, 2001

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 317.7	1. FRANCES MIGUEL ()	158.85		X		
	2. FRANCES G. ANTONE (Lucilda Norris-Valenzuela)	158.85		X		
CHUKUT KUK 248.1	1. KENNETH WILLIAMS (Juanita Homer)	124.05	X			
	2. DAVID GARCIA (Mary Audrey Juan)	124.05	X			
GU ACHI 230.7	1. CAMILLUS LOPEZ ()	115.35	X			
	2. ALEX J. RAMON (Jerome Joaquin)	115.35	X			
GU VO 188.3	1. FERN SALCIDO** ()	94.15	X			
	2. EMILIO LEWIS (Michael Flores)	94.15	X			
HICKIWAN 167.3	1. SHIRLEY MOLINA ()	83.65		X		
	2. SANDRA ORTEGA ()	83.65	X			
PISINEMO 174.7	1. BARBARA SALVICIO (Alex Antone)	87.35		X		
	2. PATRICIA CRUZ (Johnson Jose)	87.35		X		
SAN LUCY 160.7	1. ALBERT MANUEL, JR. (John W. Lawson, Sr.)	80.35		X		X
	2. GLORIA RAMIREZ ()	80.35		X		
SAN XAVIER 184.7	1. TONY BURRELL ()	92.35	X			X
	2. DENNIS RAMON ()	92.35	X			
SCHUK TOAK 144.5	1. MARY FLORES ()	72.25		X		X
	2. AMBROSE ENCINAS (Frances B. Conde(Francisco))	72.25		X		
SELLS 416.1	1. DENNIS E. JOSE ()	208.05		X		
	2. EVELYN JUAN ()	208.05		X		
SIF Oidak 184.7	1. ISIDRO LOPEZ ()	92.35	X			
	2. RITA MARTINEZ (Nicholas Jose)	92.35		X		
TOTAL		2,417.5	1,027.8	1,389.7	-0-	[03]

****PASSED VOTES**