

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing legal action against the U.S. Department of Interior and its Bureau
of Indian Affairs)**

RESOLUTION NO. 02-448

1 WHEREAS, on September 09, 2002, the U.S. Department of Interior ("DOI"), acting through its
2 Bureau of Indian Affairs ("BIA"), declined to accept the Nation's proposal for a Fiscal
3 Year 2003 Annual Funding Agreement and an extension of the Bureau of Indian
4 Affairs ("BIA") Master Contract No. 1450CTH54T61071 (the "Master Contract") by
5 amendment for a period of three years; and

6 WHEREAS, DOI's declination was in contravention of applicable law; and

7 WHEREAS, it is in the best interest of the Tohono O'odham Nation to pursue legal action that
8 would challenge the BIA's declination of the Nation's proposal.

9 NOW, THEREFORE, BE IT RESOLVED that:

- 10 1. The Chairman of the Nation is hereby authorized to pursue appropriate
11 administrative and/or judicial relief in this matter.
12 2. The Chairman shall report to the Legislative Council, monthly, or more often as
13 necessary, on the progress of any and all actions undertaken in furtherance of
14 this resolution.

15 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 01ST Day
16 of OCTOBER, 2002 at a meeting at which a quorum was present with a vote of 2,417.5 FOR; -0-
17 AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by
18 Section 1 (f) of Article VI of the Constitution of the Tohono O'odham Nation, adopted by the Tohono
19 O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -
20 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48
21 Stat. 984).

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23 TOHONO O'ODHAM LEGISLATIVE COUNCIL

24 
25 Rita A. Martinez, Legislative Chairwoman

26
27 03RD day of October, 20 02

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30 ATTEST:

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33 Julianna Saraficio, Acting Legislative Secretary

34 01ST day of October, 20 02.
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1 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham
2 Nation on the 03rd day of October, 20 02 at 10:49 o'clock, A.M.,
3 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
4 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
5 submittal.

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7 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

8 Candice Lopez for

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

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15 **APPROVED**

on the 3rd day of October, 20 02

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17 **DISAPPROVED**

at 12:00 o'clock, P.M.

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20 Edward D. Manuel

21 **EDWARD D. MANUEL, Chairman**

22 **TOHONO O'ODHAM NATION**

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27 **Returned to the Legislative Secretary on the 03rd day of**

28 October, 20 02, at 12:50 o'clock, P.M.

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30 Juliana Saraficio
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32 **Juliana Saraficio, Acting Legislative Secretary**

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ACTION: AUTHORIZING LEGAL ACTION AGAINST THE U.S. DEPARTMENT OF INTERIOR AND ITS BUREAU OF INDIAN AFFAIRS

MOVED: COUNCILMAN ALBERT MANUEL, JR.

SECOND: VICE CHAIRMAN CAMILLUS LOPEZ

DATE: OCTOBER 01, 2002

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			
	2. GLORIA RAMIREZ ** ()	80.35	X			
SAN XAVIER 184.7	1. FELICIA NUÑEZ ()	92.35	X			
	2. DENNIS RAMON ()	92.35	X			
SCHUK TOAK 144.5	1. MARY FLORES ()	72.25	X			
	2. AMBROSE ENCINAS (Frances B. Conde(Francisco))	72.25	X			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	2,417.5	-0-	-0-	[01]

**PASSED VOTES