

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving Amendment No. 2 to Cooperative Agreement No. AG9H009005 with the Bureau of Indian Affairs, Papago Agency, for the Wildland Fire Management Program)**

**RESOLUTION NO. 03-350**

1 **WHEREAS, the Tohono O'odham Nation ("Nation") has contracted with the Secretary of the**  
2 **Interior under a Public Law 93-638 Master Contract, Contract No. 1450CTH54T61071,**  
3 **effective as of October 1, 1996, to perform certain federal programs, services,**  
4 **functions and activities, including the Bureau of Indian Affairs, Papago Agency's**  
5 **("BIA's") programs called the Wildland Fire Preparedness Program and the Fire**  
6 **Suppression Program, under a program of the Nation called the Wildland Fire**  
7 **Management Program, which is administered by the Tohono O'odham Fire**  
8 **Department; and**

9 **WHEREAS, on April 13, 1999 the Nation and the BIA, entered into Cooperative Agreement No.**  
10 **AG9H009005 to facilitate reimbursement of the Nation by the BIA for the costs of**  
11 **fighting wildland fires on the Nation's lands and for responding to fires and other**  
12 **emergency incidents off of the Nation's lands when dispatched by the BIA or other**  
13 **authorized federal dispatch office, and for other purposes; and**

14 **WHEREAS, the Cooperative Agreement has never functioned for its intended purpose because**  
15 **of an error in Article III, "Authority," of the Cooperative Agreement, in the citation to**  
16 **the Tohono O'odham Legislative Council Resolution Number, and because of**  
17 **questions about whether the Resolution itself properly approved the Cooperative**  
18 **Agreement and authorized its execution by the Chairman of the Nation; and**

19 **WHEREAS, the Nation and the BIA wish to correct these errors and to otherwise amend certain**  
20 **provisions of the Cooperative Agreement; and**

21 **WHEREAS, the Tohono O'odham Fire Department seeks authorization for the Wildland Fire**  
22 **Management Program to issue federal credit cards to its employees and volunteers**  
23 **to use to purchase goods and services such as food and drinks, lodging, gas, and**  
24 **vehicle repairs when responding to an authorized fire emergency, under policies and**  
25 **procedures developed by the Grants and Contracts Office and the Wildland Fire**  
26 **Management Program.**

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

- 28 **1. Approves Amendment No. 2 to Cooperative Agreement No. AG9H009005 with the**  
29 **Bureau of Indian Affairs, Papago Agency, substantially in the form attached**

**RESOLUTION NO. 03-350**

**(Approving Amendment No. 2 to Cooperative Agreement No. AG9H009005 with the Bureau of Indian Affairs, Papago Agency, for the Wildland Fire Management Program)**

Page 2 of 3

1 hereto, and authorizes the Chairwoman of the Nation to execute it;

2 2. Ratifies the signature of Chairman Edward D. Manuel on March 28, 1999 on the  
3 Cooperative Agreement; and

4 3. Approves the use of federal credit cards by the employees and volunteers of the  
5 Wildland Fire Management Program to be used in accordance with the Nation's  
6 policies and procedures and applicable federal laws and regulations, for  
7 reimbursable expenses incurred while responding to fire or other emergency  
8 incidents pursuant to authorized dispatch.

9 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 05<sup>TH</sup>. Day  
10 of AUGUST, 2003 at a meeting at which a quorum was present with a vote of 2,417.75 FOR; -0-  
11 AGAINST; 211.95 NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by  
12 Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono  
13 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -  
14 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48  
15 Stat. 984).

16  
17 TOHONO O'ODHAM LEGISLATIVE COUNCIL

18  
19  
20 

21 Dennis Ramon, Chairman

22  
23 7<sup>th</sup> day of August, 20 03

24  
25  
26 ATTEST:

27  
28   
29  
30 Julianna Saraficio, Acting Legislative Secretary

31  
32 05<sup>th</sup> day of August, 20 03.

33  
34  
35 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham  
36 Nation on the 7<sup>th</sup> day of August, 20 03 at 2:11 o'clock, P.M.,  
37 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective  
38 upon his approval or upon his failure to either approve or disapprove it within 48 hours of  
39 submittal.

40  
41  
42

**RESOLUTION NO. 03-350**

**(Approving Amendment No. 2 to Cooperative Agreement No. AG9H009005 with the Bureau of Indian Affairs, Papago Agency, for the Wildland Fire Management Program)**

**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

**TOHONO O'ODHAM LEGISLATIVE COUNCIL**



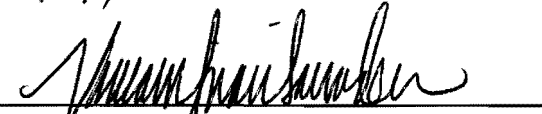
**Dennis Ramon, Chairman**

**APPROVED**

on the 8 day of August, 2003

**DISAPPROVED**

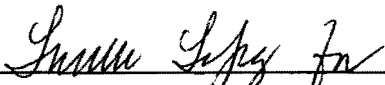
at 11:17 o'clock, a.m.



**VIVIAN JUAN-SAUNDERS, CHAIRWOMAN  
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 08<sup>th</sup> day of

August, 2003, at 1:35 o'clock, p.M.

  
**Julianna Saraficio, Acting Legislative Secretary**

**ACTION: APPROVING AMENDMENT NO. 2 TO COOPERATIVE AGREEMENT NO. AG9H009005 WITH THE BUREAU OF INDIAN AFFAIRS, PAPAGO AGENCY, FOR THE WILDLAND FIRE MANAGEMENT PROGRAM**

**MOVED: COUNCILWOMAN FRANCES ANTONE**

**SECOND: COUNCILMAN ISIDRO LOPEZ**

**DATE: AUGUST 05, 2003**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF OIDAK</b> 192.6	1. ISIDRO LOPEZ (Nicholas Jose)	96.30	X			
	2. DARLENE ANDREW (Rita Martinez)	96.30	X			
<b>SELLS</b> 465.6	1. DENNIS E. JOSE ( )	232.80	X			
	2. EVELYN JUAN ( )	232.80	X			
<b>SCHUK TOAK</b> 176.1	1. FRANCES B. CONDE ( )	88.05	X			
	2. PHYLLIS JUAN ( )	88.05	X			
<b>SAN XAVIER</b> 215.4	1. FELICIA NUÑEZ ** ( )	107.70	X			
	2. DENNIS RAMON ( )	107.70	X			
<b>SAN LUCY</b> 166.3	1. JOHN W. LAWSON, SR. ( )	83.15	X			
	2. GLORIA RAMIREZ ( )	83.15	X			
<b>PISINEMO</b> 175.4	1. BARBARA SALVICIO ( )	87.70	X			
	2. PATRICIA CRUZ ( )	87.70	X			
<b>HICKIWAN</b> 170.3	1. DELMA GARCIA (Mary E. Sam)	85.15			X	
	2. SANDRA ORTEGA ( )	85.15	X			
<b>GU VO</b> 191.4	1. RAYMOND VICTOR ( )	95.70	X			
	2. MICHAEL FLORES ( )	95.70	X			X
<b>GU ACHI</b> 253.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	126.80			X	
	2. JEROME JOAQUIN ( )	126.80	X			
<b>CHUKUT KUK</b> 258.9	1. KENNETH WILLIAMS (Juanita Homer)	129.45	X			X
	2. VERLON M. JOSE (David Garcia)	129.45	X			
<b>BABOQUIVARI</b> 364.1	1. FRANCES MIGUEL ( Lucilda Norris-Valenzula )	182.05	X			
	2. FRANCES G. ANTONE ( )	182.05	X			
<b>TOTAL</b>		<b>2,629.7</b>	<b>2,417.75</b>	<b>-0-</b>	<b>211.95</b>	<b>[02]</b>

\*\*PASSED VOTES