

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Transfer funds from SWMP Revenue Accounts to SWMP Revenue Budget for the purchase
of a replacement front loader compactor trash truck)

RESOLUTION NO. 03-355

1 **WHEREAS, the Tohono O'odham Nation ("Nation"), in exercise of its sovereign authority, desires**
2 **to manage and regulate the storage, collection, recycling, transportation and**
3 **disposal of solid waste and certain hazardous waste on lands within the boundaries**
4 **of the Nation in order to protect the Nation's environment, its natural resources, the**
5 **political integrity and economic security of the Nation, and the health, safety and**
6 **welfare of its members and all persons present on the lands of the Nation; and**

7 **WHEREAS, the Tohono O'odham Legislative Council ("Legislative Council") adopted the Solid**
8 **Waste Management Code and Solid Waste Management Plan on February 12, 1997**
9 **with Resolution No. 97-041; and**

10 **WHEREAS, the T.O. Solid Waste Plan directs the Program to collect certain fees to help pay for**
11 **program costs and has generated revenue from solid waste services that has been**
12 **deposited into the Bank of America (acct. # 002-52452099) and Bank of America**
13 **Securities LLC (acct. # 220-70298-1-6 EMT) by the Treasurer's office; and**

14 **WHEREAS, one of the three front loader compactor trash trucks that is used to collect trash from**
15 **700 bins per week was in an accident on June 9, 2003 and was declared a total**
16 **insurance loss; and**

17 **WHEREAS, the Nation's Insurance Company has paid \$64,999.00 to compensate for the loss; and**

18 **WHEREAS, the combination of the insurance money and revenue funds will enable the SWMP to**
19 **purchase a front loader truck chassis consisting of a cab, engine and drive train; and**

20 **WHEREAS, the SWMP has purchased the salvage rights from the insurance company so that the**
21 **program can use parts to maintain the other two front loaders and will use the**
22 **compactor box from the totaled trash truck, after it is repaired, to be mounted on the**
23 **new truck chassis and thereby save the program approximately \$30,000.00; and**

24 **WHEREAS, the Treasurer's Office has reported that there are sufficient funds in the two Revenue**
25 **Accounts to pay for the additional \$80,000 needed in capital and repair costs; and**

26 **WHEREAS, the Treasurer's Office has received payment from the Nation's Insurance Company.**

27 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby approves**
28 **the transfer of \$80,000.00 from said revenue accounts listed above and the insurance**
29 **settlement amount of \$64,999.00, a total of \$114,999 into SWMP's revenue budget 83-**
30 **0003-750 and 771 for FY 2003 as detailed in the attached budget modification.**

31

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06TH Day of AUGUST, 2003 at a meeting at which a quorum was present with a vote of 2,629.7 FOR; -0- AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(2) & (3) 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, Chairman

7th day of August, 20 03

ATTEST:



Julianna Saraficio, Acting Legislative Secretary

06th day of August, 20 03.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 7th day of August, 20 03 at 2:11 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.

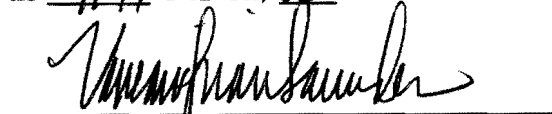
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Dennis Ramon, Chairman

on the 8 day of August, 20 03

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



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

APPROVED

DISAPPROVED

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Returned to the Legislative Secretary on the 08th day of

August, 20 03, at 1:35 o'clock, P.M.

Juliana Saraficio
Juliana Saraficio, Acting Legislative Secretary

ACTION: TRANSFER FUNDS FROM SWMP REVENUE ACCOUNTS TO SWMP REVENUE BUDGET FOR THE PURCHASE OF A REPLACEMENT FRONT LOADER COMPACTOR TRASH TRUCK

Moved: COUNCILWOMAN FRANCES ANTONE

SECOND: COUNCILMAN ISIDRO LOPEZ

DATE: AUGUST 06, 2003

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

**PASSED VOTES