

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Amend Resolution No. 03-548, "Requests for Funding Dialysis Facility Construction from**  
**Gaming Revenue Savings")**

**RESOLUTION NO. 03-549**

1 **WHEREAS, out of all the causes of death, Diabetes Mellitus is 68.1 per 100,000 O'odham as**  
2 **compared to only 10.1 for the United States, and 29.1 for all I.H.S. areas, thus making**  
3 **incidence of Diabetes Mellitus for the Tohono O'odham 680% higher than the overall**  
4 **averages for the United States; and**

5 **WHEREAS, the Tohono O'odham Legislative Council did by Resolution No. 99-443, appropriate**  
6 **funds for the design and construction (including project administration) of the**  
7 **Dialysis Facility Project in the amount of \$2,532,002; and**

8 **WHEREAS, through the Dialysis Patient Advocacy Committee (DPAC), public hearings and**  
9 **meetings were held in order to solicit comments and suggestions on the design,**  
10 **construction and operations of the proposed dialysis clinic; and**

11 **WHEREAS, through design program planning, the DPAC recommended an increase in bays**  
12 **originally planned at 23; and**

13 **WHEREAS, the estimated budget for design and construction for the proposed clinic is**  
14 **insufficient to provide for additional bays needed based on the increased trend of**  
15 **members suffering from End Stage Renal Disease (ERSD); and**

16 **WHEREAS, the requirement to have a clinic to better service patients requires appropriation of**  
17 **an additional \$2.4 million, which would include construction of a new clinic with**  
18 **capacity of up to 40 bays per shift; and**

19 **WHEREAS, the proposed \$2.4 million shall be established from the Nation's Gaming Revenue**  
20 **Savings to complete the construction of the clinic; and**

21 **WHEREAS, as the desire of the tribal members to provide health care to the O'odham has been**  
22 **expressed and the priority placed on this project has been established, it is**  
23 **recommended that the Nation utilize the Gaming Revenue Savings funds as the**  
24 **source of funding for this request.**

25 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does approve**  
26 **and appropriate the sum of two million four hundred thousand dollars (\$2,400,000)**  
27 **to be budgeted for use by the Nation to complete this project from the Nation's**  
28 **Gaming Revenue Savings account.**

1 BE IT FINALLY RESOLVED that the Chairwoman of the Nation has the authority to expend funds  
2 from the gaming revenue savings account to complete the construction of the Dialysis  
3 Facility.

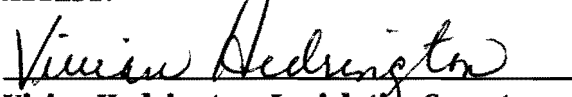
4 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 02<sup>ND</sup> Day  
5 of DECEMBER, 2003 at a meeting at which a quorum was present with a vote of 1,821.7 FOR; 808.0  
6 AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by  
7 Section 1 (d)(2) & (3) of Article VI of the Constitution of the Tohono O'odham Nation, adopted by the  
8 Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant  
9 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June  
10 18, 1934 (48 Stat. 984).

11 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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14 Dennis Ramon, Legislative Chairman

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17 05<sup>th</sup> day of December, 2003

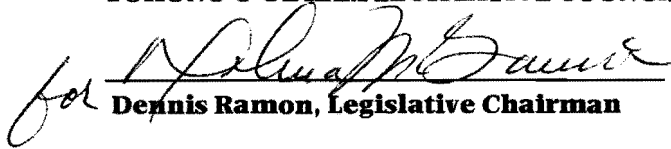
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20 ATTEST:

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23 Vivian Hedrington, Legislative Secretary

24  
25 02 day of December, 2003.

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27 Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono  
28 O'odham Nation on the 05<sup>th</sup> day of December, 2003 at 4:57 o'clock,  
29 P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become  
30 effective upon her approval or upon her failure to either approve or disapprove it within 48 hours  
31 of submittal.

32 TOHONO O'ODHAM LEGISLATIVE COUNCIL


33  
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35 for   
36 Dennis Ramon, Legislative Chairman

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40  APPROVED

on the 9 day of December, 2003

41  
42  DISAPPROVED

at 12:37 o'clock, P.M.

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45   
46 VIVIAN JUAN SAUNDERS, CHAIRWOMAN  
47 TOHONO O'ODHAM NATION

**RESOLUTION NO. 03-549**

**(Amend Resolution No. 03-548, "Requests for Funding Dialysis Facility Construction from Gaming Revenue Savings")**

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1 Returned to the Legislative Secretary on the 09 day of

2  
3 December, 2003, at 1:43 o'clock, p.M.

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6 Vivian Hedrington  
7 Vivian Hedrington, Legislative Secretary

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**ACTION:** AMEND RESOLUTION NO. 03-548, "REQUESTS FOR FUNDING DIALYSIS FACILITY CONSTRUCTION FROM GAMING REVENUE SAVINGS"

**Moved:** COUNCILMAN ISIDRO LOPEZ

**Second:** COUNCILWOMAN FRANCES ANTONE

**DATE:** DECEMBER 02, 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			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 (Willard Manuel)	95.70	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			
	2. VERLON M. JOSE (David Garcia)	129.45	X			
<b>BABOQUIVARI</b> 364.1	1. FRANCES MIGUEL ( Lucilda Norris-Valenzuela )	182.05	X			
	2. FRANCES G. ANTONE ( )	182.05	X			
<b>TOTAL</b>		<b>2,629.7</b>	<b>1,821.7</b>	<b>808.0</b>	<b>-0-</b>	<b>[01]</b>

\*\*PASSED VOTES