

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2005 Bureau of Indian Affairs Budgets and Annual Funding Agreement
Under a P.L. 93-638 Master Contract)

RESOLUTION NO. 04-612

1 **WHEREAS, the Tohono O'odham Nation has historically contracted certain functions from the**
2 **Bureau of Indian Affairs under a P.L. 93-638 Master Contract; and**

3 **WHEREAS, the Legislative Council has approved Resolution No. 04-303 granting the Executive to**
4 **submit the FY 2005 Annual Funding Agreement concerning the Master Contract**
5 **#CTH54T61071 to the Bureau of Indian Affairs under a P.L. 93-638 Master Contract**
6 **and B.I.A. has issued Modification 175 which accepts the Approval of the FY 2005**
7 **Annual Funding Agreement; and**

8 **WHEREAS, the Executive Branch has developed the following budgets for programs funded by**
9 **the BIA Master Contract effective October 1, 2004 through September 30, 2005 and**
10 **requests approval of the budgets and authorization to expend the funds, subject to**
11 **Congressional appropriation or Continuing Resolution:**

<u>Program</u>	<u>Base Allocation</u>	<u>Indirect Cost</u>	<u>Total</u>
A. Economic Development (Credit and Finance)	\$ 235,632.00	\$ 41,918.93	\$ 277,550.93
B. Individuals with Disabilities Education ACT (IDEA)	146,300.00	16,722.60	163,022.60
C. Higher Education	701,625.00	10,662.85	712,287.85
D. Johnson O'Malley	153,839.00	23,277.34	177,116.34
E. Law Enforcement Services	3,415,000.82	601,124.25	4,016,125.07
F. Judicial Services	291,018.00	51,772.11	342,790.11
G. Employment Assistance	477,610.00	14,706.34	492,316.34
H. Water Resources	112,988.27	20,100.61	133,088.88
I. Agriculture Extension (Veterinary and Animal Husbandry)	94,538.00	11,748.13	106,286.13
J. Social Services/Family Assistance	2,683,090.20	153,317.82	2,836,408.02
K. Children's Home	728,790.40	122,622.43	851,412.83
L. Adult Care Services	119,916.87	20,983.07	140,899.94
M. Gila River Adjudication	90,000.00	0.00	90,000.00
N. ICWA - Family Preservation	165,189.00	29,387.11	194,576.11
O. Wildland Fire Management (Preparedness)	286,527.00	49,816.80	336,343.80
P. Underground Storage Tank (Minerec)	26,958.13	1,225.22	28,183.35
Q. 2% Transportation Planning	0.00	0.00	0.00
R. Agriculture (aka Range Conservation)	641,206.00	106,266.68	747,472.68
S. Realty	42,228.00	7,512.36	49,740.36
	<u>\$ 10,412,456.69</u>	<u>1,283,164.65</u>	<u>11,695,621.35</u>

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1 **WHEREAS, it is anticipated that the program budgets will be adjusted after Congress**
2 **appropriates funding for the Bureau of Indian Affairs for FY 2005 and the FY 2005**
3 **funding levels are provided to the Nation, and that those adjusted budgets will be**
4 **presented to the Legislative Council for approval; and**

5 **WHEREAS, the Nation has identified prior year savings associated with various programs funded**
6 **from the master contract and has developed budgets proposing to carry forward**
7 **these savings into FY05:**

<u>Program</u>	<u>Carry Forward Savings</u>	<u>Indirect Cost</u>	<u>Total</u>
A. Economic Development (Credit and Finance)	\$ 48,602.06	\$ 519.84	\$ 49,121.90
B. Social Services/ Family Assistance	236,787.22	1,185.91	237,973.13
C. Children's Home	34,547.25	5,052.58	39,599.83
D. Adult Care Services	10,061.19	1,789.89	11,851.08
E. ICWA - Family Preservation	37,880.29	6,738.90	44,619.19
F. Realty	55,024.32	9,433.03	64,457.35
	<u>422,902.33</u>	<u>24,720.15</u>	<u>447,622.48</u>

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20 **NOW, THEREFORE, BE IT RESOLVED that the Legislative Council approves the BIA P.L. 93-638**
21 **contract program budgets listed and authorizes the program to expend funds as**
22 **budgeted, subject to Congressional appropriation of funding in FY 2005 or**

23 **Continuing Resolution:**

<u>Program</u>	<u>Base Allocation</u>	<u>Indirect Cost</u>	<u>Total</u>
A. Economic Development (Credit and Finance)	\$ 235,632.00	\$ 41,918.93	\$ 277,550.93
B. Individuals with Disabilities Education ACT (IDEA)	146,300.00	16,722.60	163,022.60
C. Higher Education	701,625.00	10,662.85	712,287.85
D. Johnson O'Malley	153,839.00	23,277.34	177,116.34
E. Law Enforcement Services	3,415,000.82	601,124.25	4,016,125.07
F. Judicial Services	291,018.00	51,772.11	342,790.11
G. Employment Assistance	477,610.00	14,706.34	492,316.34
H. Water Resources	112,988.27	20,100.61	133,088.88
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1	N. ICWA - Family Preservation	165,189.00	29,387.11	194,576.11
2	O. Wildland Fire Management	286,527.00	49,816.80	336,343.80
3	(Preparedness)			
4	P. Underground Storage Tank	26,958.13	1,225.22	28,183.35
5	(Minerec)			
6	Q. 2% Transportation Planning	0.00	0.00	0.00
7	R. Agriculture (aka	641,206.00	106,266.68	747,472.68
8	Range Conservation)			
9	S. Realty	42,228.00	7,512.36	49,740.36
10		<u>10,412,456.69</u>	<u>1,283,164.65</u>	<u>11,695,621.35</u>

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12 **BE IT FINALLY RESOLVED** that the Legislative Council further approves the proposed carry forward
13 of identified savings as presented in the program budgets listed and authorizes the
14 program to expend funds as budgeted:


15		Carry Forward		
16	<u>Program</u>	<u>Savings</u>	<u>Indirect Cost</u>	<u>Total</u>
17	A. Economic Development	\$ 48,602.06	\$ 519.84	\$ 49,121.90
18	(Credit and Finance)			
19	B. Social Services/ Family Assistance	236,787.22	1,185.91	237,973.13
20	C. Children's Home	34,547.25	5,052.58	39,599.83
21	D. Adult Care Services	10,061.19	1,789.89	11,851.08
22	E. ICWA - Family Preservation	37,880.29	6,738.90	44,619.19
23	F. Realty	55,024.32	9,433.03	64,457.35
24		<u>\$422,902.33</u>	<u>24,720.15</u>	<u>447,622.48</u>

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27 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 30TH Day**
28 **of NOVEMBER, 2004 at a meeting at which a quorum was present with a vote of 2,463.4 FOR; -0-**
29 **AGAINST; -0- NOT VOTING; and 166.3[04] ABSENT, pursuant to the powers vested in the Council by**
30 **Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono**
31 **O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
32 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**
33 **Stat. 984).**

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35 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

36
37 *for* 
38 **Isidro Lopez, Legislative Chairman**
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40 03rd day of December, 2004

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42 **ATTEST:**

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45 **Lucille Lopez, Acting Legislative Secretary**
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47 3rd day of December, 2004.
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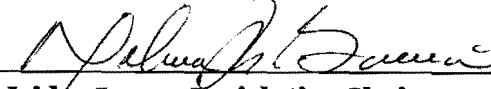
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1 Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono
2 O'Odham Nation on the 03rd day of December, 2004 at 5:01 o'clock,
3 P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
4 effective upon her approval or upon her failure to either approve or disapprove it within 48 hours
5 of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

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10 for 
11 **Isidro Lopez, Legislative Chairman**

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14 APPROVED

on the 7th day of December, 2004

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16 DISAPPROVED

at 3:57 o'clock, P.M.

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

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25 Returned to the Legislative Secretary on the 07th day of

26 December, 2004, at 4:40 o'clock, P.M.

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31 **Lucille Lopez, Acting Legislative Secretary**

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ACTION: APPROVING FY 2005 BUREAU OF INDIAN AFFAIRS BUDGETS AND ANNUAL FUNDING AGREEMENT UNDER A P.L. 93-638 MASTER CONTRACT

MOVED: COUNCILMAN DENNIS RAMON

SECOND: COUNCILMAN VERLON JOSE

DATE: NOVEMBER 30, 2004

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 (Olivia Liston-Villegas)	107.70	X			
	2. DENNIS RAMON (Eleanor Hunter)	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			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 (Willard Manuel)	95.70	X			
GU ACHI 253.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	126.80	X			
	2. JEROME JOAQUIN (Roberta Picard)	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-Valenzuela)	182.05	X			
	2. FRANCES G. ANTONE ()	182.05	X			
TOTAL		2,629.7	2,463.4	-0-	-0-	166.3 [04]

**PASSED VOTES