

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Accepting and Authorizing expenditure of funds received through the Ramah Navajo
Chapter Class Action Settlement Fund for Technology Refresh Project)

RESOLUTION NO. 04-616

1 **WHEREAS, the Tohono O'odham Nation's Executive Branch in consideration of its fiduciary**
2 **responsibility and safekeeping of its existing technology investment; and**

3 **WHEREAS, the Department of Information and Technology in conclusion of its assessment of**
4 **technology services provided to the Executive Branch has determined the need and**
5 **implementation of certain positions that will continue to enhance and meet the need**
6 **of the growing environment and infrastructure of the Nation thus providing**
7 **significant benefit to the Nation and meet the requirements of the tribal and federal**
8 **law, such as the Health Insurance Privacy and Portability Act (HIPPA), National**
9 **Incident Management System (NIMS) and others; and**

10 **WHEREAS, it has been discussed, assessed and determined that the use of these funds are best**
11 **served and will benefit the need of all Executive branch programs through the**
12 **Department of Information and Technology. The funds will allow the department**
13 **additional staff that will provide Information Technology Project Management,**
14 **Systems Administration, Purchasing, Administrative Support and Technical Support;**
15 **and**

16 **WHEREAS, additional funds will be used to cover operational costs to include training,**
17 **professional services, computer maintenance, and the purchase/lease of capital**
18 **equipment (i.e. computer hardware, software, servers, networks...); and**

19 **WHEREAS, the funds necessary for salaries and operational costs would be available from the**
20 **Ramah Navajo Chapter Class Action Settlement Fund, in the amount of \$526,747.31;**
21 **and**

22 **WHEREAS, the Tohono O'odham Nation requests that the Tohono O'odham Legislative Council**
23 **approve the receipt and expenditure of such monies with corresponding budgets**
24 **approved by the Legislative Council's Budget and Finance Committee.**

25 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
26 **acceptance and expenditure of monies given to the Tohono O'odham Nation through**
27 **Ramah Navajo Chapter Class Action Settlement Fund in accordance with the**
28 **settlement agreement.**

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1 BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council approves the Tohono
2 O'odham Nation Officials, to wit: the Chairwoman, Vice Chairman and any designated
3 Official is hereby authorized to negotiate, execute and expend the sum of \$526,747.31.

4 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 30TH Day
5 of NOVEMBER, 2004 at a meeting at which a quorum was present with a vote of 2,463.4 FOR; -0-
6 AGAINST; -0- NOT VOTING; and 166.3 [05] ABSENT, pursuant to the powers vested in the Council by
7 Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono
8 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -
9 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48
10 Stat. 984).

11
12 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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15 _____
16 Isidro Lopez, Legislative Chairman

17 1st day of December, 2004

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19 ATTEST:

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22 _____
23 Lucille Lopez, Acting Legislative Secretary

24 15th day of December, 2004.

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26 Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono
27 O'Odham Nation on the 15th day of December, 2004 at 4:59 o'clock,
28 9 .M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
29 effective upon her approval or upon her failure to either approve or disapprove it within 48 hours
30 of submittal.

31 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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34 _____
35 Isidro Lopez, Legislative Chairman

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38 APPROVED

on the 1st day of December, 2004

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40 DISAPPROVED

at 5:40 o'clock, 9 .M.

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44 _____
45 VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 2nd day of

December, 2004, at 9:16 o'clock, A.M.



Lucille Lopez, Acting Legislative Secretary

ACTION: ACCEPTING AND AUTHORIZING EXPENDITURE OF FUNDS RECEIVED THROUGH THE RAMAH NAVAJO CHAPTER CLASS ACTION SETTLEMENT FUND FOR TECHNOLOGY REFRESH PROJECT

MOVED: COUNCILWOMAN FRANCES MIGUEL

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			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 [05]

****PASSED VOTES**