

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Letter of Agreement Between the Community Partnership of Southern Arizona and the Tohono O'odham Nation and Approving the FY 2005 Department of Human Services Project Match Budget)

RESOLUTION NO. 05-386

- 1 **WHEREAS, the Legislative Council is the governing body of the Tohono O'odham Nation; and**
- 2 **WHEREAS, the Department of Human Services has been actively engaged in discussions with**
- 3 **Community Partnerships of Arizona (CPSA), the State of Arizona's chosen regulator**
- 4 **for the provision of behavioral health services for the southern Arizona region, with**
- 5 **respect to developing state resources within the Nation's Department of Human**
- 6 **Services, Division of Behavioral Health Services; and**
- 7 **WHEREAS, as the partnership between CPSA and the Nation continued to develop,**
- 8 **representatives of CPSA determined that the Nation's Department of Human**
- 9 **Services could assist them in expending funds from a SAHMSA grant they hold for**
- 10 **systems and infrastructure development for the delivery of services to children,**
- 11 **funds which they have to obligate by August 31st, 2005; and**
- 12 **WHEREAS, the Department of Human Services has infrastructure needs as it relates to the**
- 13 **development and improvement of its system of services to children and have already**
- 14 **been working closely with the Nation's Department of Information Technology**
- 15 **(DoIT) to achieve these ends; and**
- 16 **WHEREAS, CPSA's offering of this one-time funding comes at a critical time when both the**
- 17 **Department of Human Services and DoIT are actively engaged in the planning and**
- 18 **identifying of funds to support certain infrastructure needs identified in the**
- 19 **attached Project Match Budget; and**
- 20 **WHEREAS, the proposal sent by the Nation's Department of Human Services included, and as**
- 21 **instructed by CPSA, a layout of at least \$600,000 in-kind match with identified**
- 22 **Contract and Tribal funding (from Account No. 10-1473, Indian Health Services,**
- 23 **Behavioral Health = \$3,451,434.85; Account No. 10-1300, Bureau of Indian Affairs,**
- 24 **Social Services = \$3,074,381.15; Account No. 10-1312, Bureau of Indian Affairs, Indian**
- 25 **Child Welfare Act - Family Preservation Program = \$233,680.42; Account No. 14-1321,**

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1 **Phoenix Indian School = \$133,333.33; and Account No. 01-1442, Tribal Child Welfare**
2 **= \$96,157.67), which is authorized under Public Law 93-638, was determined by CPSA**
3 **to be acceptable and thereby approved via the attached Letter of Agreement Between**
4 **the Community Partnership of Southern Arizona and the Tohono O'odham Nation;**
5 **and**

6 **WHEREAS, the Executive Branch developed and obtained committee approval of the Letter of**
7 **Agreement Between the Community Partnership of Southern Arizona and the**
8 **Tohono O'odham Nation, attached and incorporated herein by this reference, to be**
9 **entered into and signed by the Executive Office; and**

10 **WHEREAS, the Executive Branch developed and obtained committee approval of the Project**
11 **Match Budget, attached and incorporated herein by this reference, to be effective**
12 **and retroactive to October 1, 2004 through September 30, 2005 and request**
13 **authorization to expend funds during FY 2005, with all funds obligated by August 31,**
14 **2005.**

15 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby**
16 **approve and authorize the Executive Branch to enter into and sign the Letter of**
17 **Agreement Between the Community Partnership of Southern Arizona and the**
18 **Tohono O'odham Nation attached.**

19 **BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council does also hereby**
20 **approve and authorize the Executive Branch to expend funds for the Project Match**
21 **Budget attached, effective and retroactive to October 1, 2004 through September 30,**
22 **2005, in the amount of \$300,000.00, which funds must be obligated by August 31, 2005.**

23 **BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council does also hereby**
24 **approve and authorize the Executive Branch to layout the \$600,000 in-kind match**
25 **from the following accounts: Account No. 10-1473, Indian Health Services, Behavioral**
26 **Health; Account No. 10-1300, Bureau of Indian Affairs, Social Services; Account No.**

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1 **10-1312, Bureau of Indian Affairs, Indian Child Welfare Act – Family Preservation**
2 **Program; Account No. 14-1321, Phoenix Indian School; and Account No. 01-1442,**
3 **Tribal Child Welfare; which is authorized under Public Law 93-638 and approved by**
4 **Community Partnership of Southern Arizona.**


5 **BE IT FURTHER RESOLVED** that the Tohono O'odham Legislative Council does hereby waive the
6 **Indirect Costs, as these funds are not available to the Tohono O'odham Nation with**
7 **an assessed Indirect Cost.**

8 **BE IT FURTHER RESOLVED** that the Tohono O'odham Nation's officials to wit: the Chairwoman,
9 **Vice-Chairman and any designated official are hereby authorized to negotiate,**
10 **execute and expend the grant.**

11 **BE IT FINALLY RESOLVED** any modifications affecting the funding levels of the department shall
12 **be submitted for review and approval by the Tohono O'odham Legislative Council.**

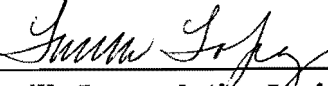
13 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12TH Day**
14 **of JULY, 2005 at a meeting at which a quorum was present with a vote of 2,440.80 FOR; -0- AGAINST;**
15 **-0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Section 1 (f) of**
16 **Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham**
17 **Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs**
18 **(Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).**

21 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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23 
24 _____
25 **Evelyn B. Juan Manuel, Legislative Chairwoman**

26
27 18th day of July, 2005

30 **ATTEST:**

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32 _____
33 **Lucille Lopez, Acting Legislative Secretary**

34 18th day of July, 2005.
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36

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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 18th day of July, 2005 at 2:27 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
5 hours of submittal.

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Evelyn B. Juan Manuel
Evelyn B. Juan Manuel, Legislative Chairwoman

APPROVED

on the 19th day of July, 2005

DISAPPROVED

at 9:25 o'clock, A.M.

Vivian Juan Saunders
VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 19th day of

July, 2005, at 9:45 o'clock, A.M.

Lucille Lopez
Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING THE LETTER OF AGREEMENT BETWEEN THE COMMUNITY PARTNERSHIP OF SOUTHERN ARIZONA AND THE TOHONO O'ODHAM NATION AND APPROVING THE FY 2005 DEPARTMENT OF HUMAN SERVICES PROJECT MATCH BUDGET

MOVED: COUNCILWOMAN DELMA GARCIA

SECOND: COUNCILWOMAN CYNTHIA MANUEL

DATE: JULY 12, 2005

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 310.8	1. FRANCES MIGUEL ()	155.40	X			
	2. FRANCES G. ANTONE (Lucilda J. Valenzuela (Norris))	155.40	X			
CHUKUT KUK 258.7	1. ETHEL GARCIA ()	129.35	X			
	2. VERLON M. JOSE (David Garcia)	129.35	X			X
GU ACHI 221.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	110.80	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	110.80	X			
GU VO 193.1	1. RAYMOND VICTOR ()	96.55	X			
	2. MICHAEL FLORES (Grace Manuel)	96.55	X			
HICKIWAN 167.4	1. DELMA GARCIA (Mary E. Sam)	83.70	X			
	2. SANDRA ORTEGA ()	83.70	X			X
PISINEMO 171.8	1. BARBARA SALVICIO ()	85.90	X			
	2. GERALD FAYUANT ()	85.90	X			
SAN LUCY 169.0	1. JOHN W. LAWSON, SR. ()	84.50	X			
	2. GLORIA RAMIREZ ()	84.50	X			
SAN XAVIER 193.8	1. FELICIA NUÑEZ ()	96.90	X			
	2. OLIVIA VILLEGAS-LISTON ()	96.90	X			
SCHUK TOAK 146.9	1. FRANCES B. CONDE ()	73.45	X			X
	2. PHYLLIS JUAN ()	73.45	X			
SELLS 421.0	1. DENNIS E. JOSE ()	210.50	X			
	2. EVELYN B. JUAN MANUEL ()	210.50	X			
SIF OIDAK 186.7	1. WAVALENE SAUNDERS (Isidro Lopez)	93.35	X			
	2. DARLENÉ ANDREW (Rita Martinez)	93.35	X			
TOTAL		2,440.8	2,440.80	-0-	-0-	[03]

**PASSED VOTES