

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Amending Resolution No. 05-352, "Approving P.L. 93-638 Contract Proposal with the Bureau of Indian Affairs, United States Department of the Interior, and Authorizing Negotiations," to Clarify Membership on the Nation's P.L. 93-638 Negotiating Team)

RESOLUTION NO. 05-393

1 **WHEREAS, the Legislative Council is vested with the power to "consult, negotiate and conclude**
2 **agreements and contracts on behalf of the Tohono O'odham Nation with Federal,**
3 **State and local governments and other Indian tribes or their departments, agencies,**
4 **or political subdivisions" (Constitution of the Tohono O'odham Nation, Article VI,**
5 **Section 1(f)); and**

6 **WHEREAS, the Nation currently contracts with the Bureau of Indian Affairs ("BIA") of the**
7 **Department of the Interior under Title 1 of Public Law 93-638, the Indian Self-**
8 **Determination and Education Assistance Act, as amended, to perform federal**
9 **programs, functions, services and activities in nineteen program areas; and**

10 **WHEREAS, on June 27, 2005, the Legislative Council passed Resolution No. 05-352 and thereby**
11 **(1) approved a proposed FY 2006 P.L. 93-638 Self-Determination Master Contract and**
12 **Annual Funding Agreement for submittal to the BIA as a basis for negotiations, (2)**
13 **authorized the Chairwoman and other Executive Branch officials to negotiate a**
14 **satisfactory Master Contract and Annual Funding Agreement, and (3) took additional**
15 **actions related to the Master Contract and Annual Funding Agreement; and**

16 **WHEREAS, at the time Resolution No. 05-352 was passed, it was unclear who would be**
17 **representing the Tohono O'odham Judicial Court on the negotiating team; and**

18 **WHEREAS, it is in the Nation's best interest to amend Resolution No. 05-352 to clarify the**
19 **membership of the negotiating team and to expressly authorize the participation of**
20 **a Judicial Court representative.**

21 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby amends**
22 **paragraph 2 of the "NOW, THEREFORE, BE IT RESOLVED" clause of Resolution No. 05-**
23 **352 to read as follows and to provide that the Council:**

24 **"2. Authorizes the Chairwoman, the appointed negotiating team as identified**
25 **above, and a Tohono O'odham Judicial Court representative appointed by**

RESOLUTION NO. 05-393

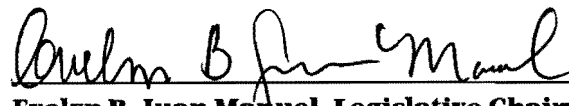
(Amending Resolution No. 05-352, "Approving P.L. 93-638 Contract Proposal with the Bureau of Indian Affairs, United States Department of the Interior, and Authorizing Negotiations," to Clarify Membership on the Nation's P.L. 93-638 Negotiating Team)
Page 2 of 3

1 the chief judge, to negotiate the contract with the BIA to a satisfactory
2 conclusion, including the provision of maximum available funding;"

3 BE IT FINALLY RESOLVED that the remaining provisions of Resolution No. 05-352 shall be
4 unaffected by this amendment.

5 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH Day
6 of JULY, 2005 at a meeting at which a quorum was present with a vote of 2,440.80 FOR; -0- AGAINST;
7 -0- NOT VOTING; and [-0-] ABSENT, pursuant to the powers vested in the Council by Section 1 (f) of
8 Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham
9 Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs
10 (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

11
12 TOHONO O'ODHAM LEGISLATIVE COUNCIL

13
14 
15 Evelyn B. Juan Manuel, Legislative Chairwoman

16
17 18th day of July, 2005

18
19
20 ATTEST:

21
22 
23
24 Lucille Lopez, Acting Legislative Secretary

25
26 18th day of July, 2005.

27
28
29 Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono
30 O'Odham Nation on the 18th day of July, 2005 at 2:29 o'clock,
31 P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
32 effective upon her approval or upon her failure to either approve or disapprove it within 48
33 hours of submittal.

34
35 TOHONO O'ODHAM LEGISLATIVE COUNCIL

36
37 
38 Evelyn B. Juan Manuel, Legislative Chairwoman

39
40
41

RESOLUTION NO. 05-393

(Amending Resolution No. 05-352, "Approving P.L. 93-638 Contract Proposal with the Bureau of Indian Affairs, United States Department of the Interior, and Authorizing Negotiations," to Clarify Membership on the Nation's P.L. 93-638 Negotiating Team)

Page 3 of 3

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43

APPROVED on the 19th day of July, 2005
 DISAPPROVED at 9:27 o'clock, A.M.

Virgina Jean Saunders
VIRGINIA JEAN SAUNDERS, CHAIRWOMAN
TOHONO OODHAM 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: AMENDING RESOLUTION NO. 05-352, "APPROVING P.L. 93-638 CONTRACT PROPOSAL WITH THE BUREAU OF INDIAN AFFAIRS, UNITED STATES DEPARTMENT OF THE INTERIOR, AND AUTHORIZING NEGOTIATIONS," TO CLARIFY MEMBERSHIP ON THE NATION'S P.L. 93-638 NEGOTIATING TEAM

MOVED: COUNCILWOMAN DELMA GARCIA

SECOND: COUNCILWOMAN SANDRA ORTEGA

DATE: JULY 13, 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			
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			
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			
	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. DARLENE ANDREW (Rita Martinez)	93.35	X			
TOTAL		2,440.80	2,440.80	-0-	-0-	[-0-]

**PASSED VOTES