

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2006 Bureau of Indian Affairs Budgets and Annual Funding
Agreement Under a P.L. 93-638 Master Contract)

RESOLUTION NO. 05-590

1 **WHEREAS, the Tohono O'odham Nation has historically contracted certain functions from the Bureau**
2 **of Indian Affairs under a P.L. 93-638 Master Contract; and**
3 **WHEREAS, the Legislative Council has approved Resolution No. 05-352 granting executive authority**
4 **to submit a proposal and negotiate a contract and execute the contract upon completion**
5 **of satisfactory negotiation; and**
6 **WHEREAS, the Executive Branch has developed the following budgets for programs funded by the BIA**
7 **Master Contract effective October 1, 2005 through September 30, 2006 and requests**
8 **approval of the budgets and authorization to expend the funds, subject to Congressional**
9 **appropriation or Continuing Resolution:**

| Program | Base Allocation | Indirect Cost | Total |
|--|-----------------|---------------|----------------|
| A. Economic Development (Credit and Finance) | \$235,261.00 | \$41,230.28 | \$276,491.28 |
| B. Individuals with Disabilities Education ACT (IDEA)B | \$582,469.10 | \$61,814.75 | \$644,283.86 |
| C. Individuals with Disabilities Education ACT (IDEA)C | \$19,400.001 | \$2,437.23 | \$21,837.23 |
| D. Higher Education | \$674,449.00 | \$11,690.00 | \$686,139.00 |
| E. Johnson O'Malley | \$70,358.00 | \$11,982.99 | \$82,340.99 |
| F. Law Enforcement Services | \$2,552,383.46 | \$413,023.69 | \$2,965,407.15 |
| G. Judicial Services | \$289,454.04 | \$51,493.87 | \$340,947.91 |
| H. Ranger Program | \$873,012.54 | \$151,292.84 | \$1,024,305.38 |
| I. Corrections Program | \$1,290,251.81 | \$226,353.58 | \$1,516,605.39 |
| J. Employment Assistance | \$317,298.00 | \$14,293.84 | \$331,591.84 |
| K. Water Resources | \$112,393.00 | \$19,994.71 | \$132,387.71 |
| L. Agriculture Extension (Veterinary and Animal Husbandry) | \$95,038.12 | \$11,377.99 | \$106,416.11 |
| M. Social Services/ Family Assistance | \$1,749,587.80 | \$169,274.87 | \$1,918,862.67 |
| N. Children's Home | \$364,895.20 | \$64,914.86 | \$429,810.06 |
| O. Adult Care Services | \$119,916.87 | \$20,983.07 | \$40,899.94 |
| P. ICWA - Family Preservation | \$164,016.00 | \$29,178.45 | \$193,194.44 |

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| Program | Base Allocation | Indirect Cost | Total |
|--|-----------------|----------------|-----------------|
| Q. Wildland Fire Management (Preparedness) | \$200,000.00 | \$34,512.60 | \$234,512.60 |
| R. Underground Storage Tank (Minerec) | \$15,821.33 | \$1,035.61 | \$16,856.94 |
| S. Kitt Peak - WUI | \$326,775.99 | \$29,367.02 | \$356,143.00 |
| T. Agriculture (aka Range Conservation) | \$556,365.30 | \$91,173.52 | \$647,538.81 |
| U. Realty | \$38,589.33 | \$7,512.36 | \$46,101.69 |
| | \$10,647,735.88 | \$1,464,938.12 | \$12,112,674.00 |

WHEREAS, it is anticipated that the program budgets will be adjusted after Congress appropriates funding for the Bureau of Indian Affairs for FY 2006 and the FY 2006 funding levels are provided to the Nation, and that those adjusted budgets will be presented to the Legislative Council for approval; and

WHEREAS, the Nation has identified prior year savings associated with various programs funded from the master contract and has developed budgets proposing to carry forward these savings into FY06:

| Program | Carry Forward Savings | Indirect Cost | Total |
|---------------------------------------|-----------------------|---------------|--------------|
| M. Social Services/ Family Assistance | \$147,992.94 | \$0.00 | \$147,992.94 |
| P. ICWA - Family Preservation | \$39,114.60 | \$0.00 | \$39,114.60 |
| U. Realty | \$31,673.33 | \$0.00 | \$31,673.33 |
| | \$218,780.87 | \$0.00 | \$218,780.87 |

NOW, THEREFORE, BE IT RESOLVED that the Legislative Council approves the BIA P.L. 93-638 contract program budgets listed and authorizes the program to expend funds as budgeted, subject to Congressional appropriation of funding in FY 2006 or Continuing Resolution:

| Program | Base Allocation | Indirect Cost | Total |
|--|-----------------|---------------|--------------|
| A. Economic Development (Credit and Finance) | \$235,261.00 | \$41,230.28 | \$276,491.28 |
| B. Individuals with Disabilities Education ACT (IDEA)B | \$582,469.10 | \$61,814.75 | \$644,283.86 |
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| E. Johnson O'Malley | \$70,358.00 | \$11,982.99 | \$82,340.99 |
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| | \$10,647,735.88 | \$1,464,938.12 | \$12,112,674.00 |

BE IT FURTHER RESOLVED that the Legislative Council further approves the proposed carry forward of identified sayings as presented in the program budgets listed and authorizes the program to expend funds as budgeted:

| Program | Carry Forward Savings | Indirect Cost | Total |
|--|-----------------------|---------------|--------------|
| M. Social Services/ Family Assistance | \$147,992.94 | \$0.00 | \$147,992.94 |
| P. ICWA - Family Preservation | \$39,114.60 | \$0.00 | \$39,114.60 |

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(Approving FY 2006 Bureau of Indian Affairs Budgets and Annual Funding Agreement Under a P.L. 93-638 Master Contract)

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| Program | Carry Forward Savings | Indirect Cost | Total |
|-----------|-----------------------|---------------|--------------|
| U. Realty | \$31,673.33 | \$0.00 | \$31,673.33 |
| | \$218,780.87 | \$0.00 | \$218,780.87 |

BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Tohono O'odham Nation's Official, to wit: the Chairwoman, Vice-Chairman and any designated official are authorized to negotiate and execute the contract, provided however, that any amendments affecting the funds or funding levels of the contract shall be submitted for further prior approval.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 27TH Day of SEPTEMBER, 2005 at a meeting at which a quorum was present with a vote of 2,354.90 FOR; -0- AGAINST; 85.90 NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Evelyn B. Juan Manuel, Legislative Chairwoman

29 day of September, 2005

ATTEST:


Lucille Lopez, Acting Legislative Secretary

28th day of September, 2005.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 29 day of September, 2005 at 12:41 o'clock, p. .M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon her approval or upon her failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Evelyn B. Juan Manuel, Legislative Chairwoman

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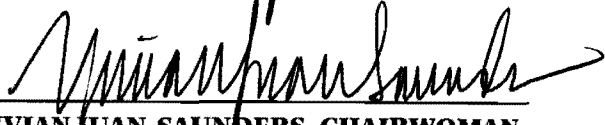
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APPROVED

on the 29 day of September, 2005

DISAPPROVED

at 6:59 o'clock, P.M.


VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 02nd day of

October, 2005, at 12:01 o'clock, P.M.


Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING FY 2006 BUREAU OF INDIAN AFFAIRS BUDGETS AND ANNUAL FUNDING AGREEMENT UNDER A P.L. 93-638 MASTER CONTRACT

MOVED: COUNCILWOMAN SANDRA ORTEGA

SECOND: VICE CHAIRMAN VERLON JOSE

DATE: SEPTEMBER 27, 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 | | | 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. WVALENE SAUNDERS (Isidro Lopez) | 93.35 | X | | | X |
| | 2. DARLENE ANDREW (Rita Martinez) | 93.35 | X | | | |
| TOTAL | | 2,440.80 | 2,354.90 | -0- | 85.90 | [02] |

****PASSED VOTES**