

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving the Special Projects Office/Dialysis Project FY 2006 Budget Amendment #1)**

**RESOLUTION NO. 05-749**

1 **WHEREAS, the Special Projects Office currently provides project management and contracting in**  
2 **architectural design, general construction contracting, infrastructure development**  
3 **and long-range facilities planning for the Tohono O'odham Nation; and**

4 **WHEREAS, the Special Projects Office has established a continuity of services for direct and day to**  
5 **day project management for funded projects entering into site development, pre-**  
6 **design, architecture and engineering design, including bidding and contracting with**  
7 **a design team; and**

8 **WHEREAS, the Special Projects Office/Dialysis Project budget for FY 2006 requires an amendment**  
9 **to increase the contingency and construction line items to cover the additional cost of**  
10 **the bid received from PACE for the construction of the Dialysis Project; and**

11 **WHEREAS, the contingency and construction line items are insufficient to cover the proposed**  
12 **amount of \$4,896,129.00 and the amount of \$1,707,001.69 is requested and will increase**  
13 **the FY06 budget to \$5,660,481.52; and**

14 **WHEREAS, the budget amendment has been presented before the Commerce and Budget &**  
15 **Finance Committees for review of the FY06 Budget amendment in the amount of**  
16 **\$5,660,481.52.**

17 **NOW, THEREFORE BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby**

- 18 **1. Appropriate the amount of \$1,707,001.69 from the interest of the Desert Diamond**  
19 **Savings account for the construction and contingency of the Dialysis Project.**
- 20 **2. Authorize the Office of the Treasurer to transfer \$1,707,001.69 from the Desert**  
21 **Diamond Savings Investment Account to the Dialysis Center Investment Account**  
22 **for the construction and contingency in accordance with the FY2006 Special**  
23 **Projects/Dialysis Project, which is hereby approved. Provided however, that any**  
24 **amendments affecting the funding or funding levels of the attached budget shall**  
25 **be submitted for further prior approval by the Tohono O'odham Legislative**  
26 **Council.**
- 27 **3. Authorizes the interest earned on the Dialysis Center Investment account is to be**  
28 **retained for the Dialysis Center for unforeseen construction and contingency**  
29 **costs.**

30

1 BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council hereby approves and  
 2 authorizes the expenditures as per the attached budget for the projects in accordance  
 3 with the FY 2006 Budget Amendment #1 in amount of \$5,660,481.52 effective October  
 4 1, 2005 thru September 30, 2006.

5 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13<sup>TH</sup>. Day  
 6 of DECEMBER, 2005 at a meeting at which a quorum was present with a vote of 1,108.65 FOR; 811.5  
 7 AGAINST; 353.25 NOT VOTING; and 167.4 [03] ABSENT, pursuant to the powers vested in the Council  
 8 by Section 1 (d)(3) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the  
 9 Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant  
 10 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June  
 11 18, 1934 (48 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

12  
 13   
 14  
 15 Evelyn B. Juan Manuel, Legislative Chairwoman

16  
17 15<sup>th</sup> day of December, 2005

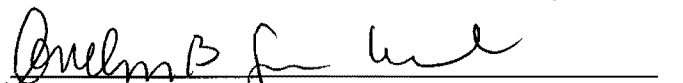
18  
19 ATTEST:

20   
 21  
 22 Lucille Lopez, Acting Legislative Secretary

23  
24 13 day of December, 2005.

25  
 26 Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono  
 27 O'Odham Nation on the 15<sup>th</sup> day of December, 2005 at 3:26 o'clock,  
 28 P.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  
32 TOHONO O'ODHAM LEGISLATIVE COUNCIL

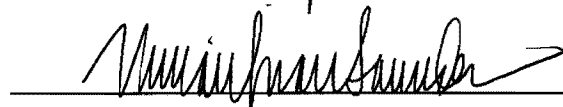
33   
 34  
 35 Evelyn B. Juan Manuel, Legislative Chairwoman

36  
37  
38  
39  APPROVED

on the 15 day of December, 2005

40  
41  DISAPPROVED

at 4:07 o'clock, P.M.

42  
 43   
 44  
 45 VIVIAN JUAN-SAUNDERS, CHAIRWOMAN  
 46 TOHONO O'ODHAM NATION

**RESOLUTION NO. 05-749**

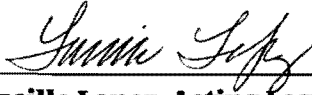
**(Approving the Special Projects Office/Dialysis Project FY 2006 Budget Amendment #1)**

**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
- 44
- 45
- 46

**Returned to the Legislative Secretary on the 15 day of**

December, 2005, at 4:15 o'clock, P.M.



**Lucille Lopez, Acting Legislative Secretary**

ACTION: APPROVING THE SPECIAL PROJECTS OFFICE/DIALYSIS PROJECT FY 2006 BUDGET AMENDMENT #1

MOVED: COUNCILWOMAN FRANCES MIGUEL

SECOND: COUNCILMAN GERALD FAYUANT

DATE: DECEMBER 13, 2005

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>BABOQUIVARI</b> <b>310.8</b>	1. FRANCES MIGUEL ( )	155.40	X			
	2. FRANCES G. ANTONE (Lucilda J. Valenzuela (Norris))	155.40	X			
<b>CHUKUT KUK</b> <b>258.7</b>	1. ETHEL GARCIA ( )	129.35	X			
	2. VERLON M. JOSE (David Garcia)	129.35	X			
<b>GU ACHI</b> <b>221.6</b>	1. TIMOTHY L. JOAQUIN (Jonas Robles)	110.80		X		
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	110.80			X	
<b>GU VO</b> <b>193.1</b>	1. RAYMOND VICTOR ( )	96.55	X			
	2. MICHAEL FLORES (Grace Manuel)	96.55	X			
<b>HICKIWAN</b> <b>167.4</b>	1. DELMA GARCIA (Mary E. Sam)	83.70				X
	2. SANDRA ORTEGA ( )	83.70				X
<b>PISINEMO</b> <b>171.8</b>	1. BARBARA SALVICIO ( )	85.90		X		
	2. GERALD FAYUANT ( )	85.90	X			
<b>SAN LUCY</b> <b>169.0</b>	1. JOHN W. LAWSON, SR. ( )	84.50			X	
	2. GLORIA RAMIREZ ( )	84.50			X	
<b>SAN XAVIER</b> <b>193.8</b>	1. FELICIA NUÑEZ ( )	96.90		X		
	2. OLIVIA VILLEGAS-LISTON ( )	96.90		X		
<b>SCHUK TOAK</b> <b>146.9</b>	1. FRANCES B. CONDE ( )	73.45	X			
	2. PHYLLIS JUAN ( )	73.45			X	
<b>SELLS</b> <b>421.0</b>	1. MARLENE SARAFICIO-JUAN** ( )	210.50		X		
	2. EVELYN B. JUAN MANUEL (Kimberly Listo)	210.50		X		
<b>SIF OIDAK</b> <b>186.7</b>	1. WAVALENE SAUNDERS (Isidro Lopez)	93.35	X			X
	2. DARLENE ANDREW (Rita Martinez)	93.35	X			
<b>TOTAL</b>		<b>2,440.80</b>	<b>1,108.65</b>	<b>811.5</b>	<b>353.25</b>	<b>167.4 [03]</b>

\*\*PASSED VOTES