

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving the Appointment of Mr. Bernard Siquieros to the Board of Trustees for**  
**the Tohono O'odham Community College)**

**RESOLUTION NO. 06-285**

1 **WHEREAS, the Tohono O'odham Legislative Council is vested with the power to "provide for,**  
2 **appoint, or provide for the appointment of, and prescribe the duties and powers of**  
3 **committees, boards, officers and agents (Article VI, Section 1(b) of the Constitution**  
4 **of the Tohono O'odham Nation); and**

5 **WHEREAS, the Legislative Council has exercised this power by enacting the Charter of the**  
6 **Tohono O'odham Community College ("TOCC"), which established the TOCC and set**  
7 **the terms and qualifications for its Board of Trustees (Ordinance No. 98-01); and**

8 **WHEREAS, each TOCC Trustee must (1) be a "registered member of the Tohono O'odham Nation,"**  
9 **(2) have "sufficient experience, and dedication to higher education to make sound**  
10 **judgments concerning the operation of the College," (3) have "a minimum of a**  
11 **Bachelor of Arts or Sciences degree from an accredited institution of higher**  
12 **education, except for two Trustees who shall be recognized tribal elders," (4) be "a**  
13 **recognized professional within [his or her] field of endeavor," and (5) have "no**  
14 **adverse finding from a background investigation as conducted by the Elections**  
15 **Office."(TOCC Charter, Section 4.6.4); and**

16 **WHEREAS, candidates for the Board of Trustees are "recommended by the Education**  
17 **Committee, the Tohono O'odham Legislative Council, the Chairperson of the Nation**  
18 **and the Districts" and "forwarded to and reviewed by the Chairperson of the Nation**  
19 **together with the Education Committee. Qualified candidates selected by the**  
20 **Chairperson of the Nation and the Education Committee shall be appointed by the**  
21 **Chairperson of the Nation, and then approved by the Tohono O'odham Legislative**  
22 **Council." (TOCC Charter, Section 4.6.2); and**

23 **WHEREAS, pursuant to TOCC Charter Section 4.6.5. trustees' terms "shall run from the date of**  
24 **confirmation by the Tohono O'odham Legislative Council until subsequent**  
25 **candidates have been confirmed through the process of appointment prescribed in**  
26 **Section 4.6.2"; and**

27 **WHEREAS, the Education Committee is currently unable to achieve quorums and is therefore**  
28 **unable to take formal action to recommend or review TOCC Board candidates at this**  
29 **time; and**

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1 **WHEREAS, Chairwoman Vivian Juan-Saunders has recommended and selected Mr. Bernard**  
2 **Siquieros, a qualified candidate, for reappointment to the TOCC Board of Trustees**  
3 **for a term ending on May 31, 2009; and**

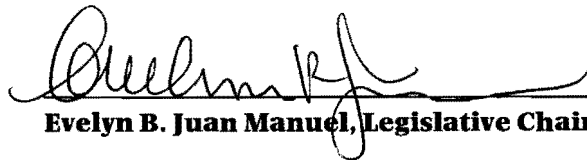
4 **WHEREAS, the Chairwoman's appointment was forwarded and reviewed by the Legislative**  
5 **Council Human Resources Development Committee and the Legislative Council Rules**  
6 **Committee.**

7 **NOW, THEREFORE, BE IT RESOLVED that, for the exclusive and limited purpose of the appointment**  
8 **approved pursuant to this Resolution, the Tohono O'odham Legislative Council**  
9 **hereby waives the requirement of TOCC Charter Section 4.6.2. that the Education**  
10 **Committee recommend, review, and select candidates to the TOCC Board of Trustees.**

11 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council hereby approves the**  
12 **appointment of Mr. Bernard Siquieros to the TOCC Board of Trustees for a term**  
13 **ending May 31, 2009, provided that he shall continue to serve until replaced by a**  
14 **candidate who has been appointed and confirmed in accordance with the TOCC**  
15 **Charter.**

16 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 02<sup>ND</sup>. Day**  
17 **of MAY, 2006 at a meeting at which a quorum was present with a vote of 1,201.65 FOR; 811.6**  
18 **AGAINST; 260.15 NOT VOTING; and 167.4 [04] ABSENT, pursuant to the powers vested in the Council**  
19 **by Section 1(b) and 1(c)(2) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted**  
20 **by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**  
21 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**  
22 **18, 1934 (48 Stat. 984).**

23 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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

28  
29 15<sup>th</sup> day of May, 2006

30  
31 **ATTEST:**

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35 **Lucille Lopez, Acting Legislative Secretary**

36  
37 02 day of May, 2006.

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Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 15<sup>th</sup> day of May, 2006 at 10:29 o'clock, A.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**

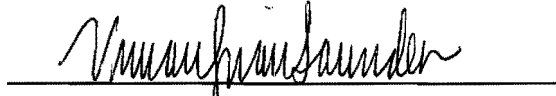
  
Evelyn B. Juan Manuel, Legislative Chairwoman

APPROVED

on the 15 day of May, 2006

DISAPPROVED

at 12:39 o'clock, P.M.

  
VIVIAN JUAN-SAUNDERS, CHAIRWOMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 15 day of

May, 2006, at 3:13 o'clock, P.M.

  
Lucille Lopez, Acting Legislative Secretary

**ACTION: APPROVING THE APPOINTMENT OF MR. BERNARD SIQUIEROS TO THE BOARD OF TRUSTEES FOR THE TOHONO O'ODHAM COMMUNITY COLLEGE**

**Moved: COUNCILWOMAN ETHEL GARCIA**

**SECOND: VICE CHAIRMAN VERLON JOSE**

**DATE: MAY 02, 2006**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>BABOQUIVARI 310.8</b>	1. FRANCES MIGUEL (Vernon J. Smith)	155.40	X			
	2. FRANCES G. ANTONE (Lucilda J. Valenzuela (Norris))	155.40	X			
<b>CHUKUT KUK 258.7</b>	1. ETHEL GARCIA ( )	129.35	X			
	2. VERLON M. JOSE (David Garcia)	129.35	X			
<b>GU ACHI 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 193.1</b>	1. RAYMOND VICTOR ( )	96.55	X			
	2. MICHAEL FLORES (Grace Manuel)	96.55	X			
<b>HICKIWAN 167.4</b>	1. DELMA GARCIA (Mary E. Sam)	83.70				X
	2. SANDRA ORTEGA ( )	83.70				X
<b>PISINEMO 171.8</b>	1. BARBARA SALVICIO ( )	85.90	X			X
	2. GERALD FAYUANT ( )	85.90	X			
<b>SAN LUCY 169.0</b>	1. JOHN W. LAWSON, SR. ( )	84.50		X		
	2. GLORIA RAMIREZ ( )	84.50		X		
<b>SAN XAVIER 193.8</b>	1. FELICIA NUÑEZ ( )	96.90	X			X
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	96.90	X			
<b>SCHUK TOAK 146.9</b>	1. FRANCES B. CONDE ( )	73.45	X			
	2. PHYLLIS JUAN ( )	73.45			X	
<b>SELLS 421.0</b>	1. MARLENE SARAFICIO-JUAN ** ( )	210.50		X		
	2. EVELYN B. JUAN MANUEL (Kimberly Listo)	210.50		X		
<b>SIF OIDAK 186.7</b>	1. WAVALENE SAUNDERS (Isidro Lopez)	93.35			X	
	2. DARLENE ANDREW (Rita Martinez)	93.35			X	
<b>TOTAL</b>		<b>2,440.80</b>	<b>1,201.65</b>	<b>811.6</b>	<b>260.15</b>	<b>167.4 [04]</b>

\*\*PASSED VOTES