

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Rescinding that portion of Resolution No. 05-645 which approves a Grant-in-Aid  
Agreement with the Green Valley Community Coordinating Council)**

**RESOLUTION NO. 06-293**

- 1 **WHEREAS, by Resolution No. 02-562, the Tohono O'odham Nation (the "Nation") approved a new**  
2 **tribal-state gaming compact (the "Compact") with the State of Arizona; and**
- 3 **WHEREAS, as part of Section 12 of the Compact, the Nation did agree to make certain tribal**  
4 **contributions in consideration for substantial exclusivity covenants by the State; and**
- 5 **WHEREAS, pursuant to Section 12(d) of the Compact, the Nation agreed to contribute twelve**  
6 **percent of the tribal contribution (the "12% Distribution") to cities, towns, and**  
7 **counties, for government services that benefit the general public; and**
- 8 **WHEREAS, on October 20, 2005, through Resolution No. 05-645, the Legislative Council did**  
9 **approve Grant Agreements for recipients of the fiscal year 2005 12% Distribution; and**
- 10 **WHEREAS, one of the grantees approved in Resolution No. 05-645 was the Green Valley**  
11 **Community Coordinating Council (GVCCC), which was approved for a grant in the**  
12 **amount of \$44,000.00 to purchase a wheelchair accessible van, the funding for which**  
13 **was provided through a Grant-in-Aid Fiscal Agent Agreement entered into between**  
14 **the Nation and the Town of Sahuarita on behalf of the GVCCC; and**
- 15 **WHEREAS, subsequent to approval of their grant, it was discovered that the GVCCC did not have**  
16 **the appropriate infrastructure to provide proper care for the vehicle for which the**  
17 **GVCCC had submitted the grant; and**
- 18 **WHEREAS, the GVCCC identified another entity, La Posada, to which to transfer the van, however**  
19 **to make such a transfer would require amending 1) the Nation's Resolution No. 05-**  
20 **479 approving the GVCCC as a grant recipient; 2) the Nation's Resolution No. 05-645**  
21 **adopting the "Grant-in-Aid, Fiscal Agent Agreement between the Nation and the Town**  
22 **of Sahuarita on behalf of the Green Valley Community Coordinating Council, Inc.",**  
23 **and 3) Sahuarita Resolution No. 2005-106, "A Resolution of the Mayor and Council of**  
24 **the Town of Sahuarita, Arizona, Authorizing the Town to Enter into an Agreement with**  
25 **the Tohono O'odham Nation Benefitting the Green Valley Community Coordinating**  
26 **Council, Inc."; and**
- 27 **WHEREAS, permitting the GVCCC to make such a transfer may violate Section 12(d) of the**  
28 **Compact and does violate the intent behind selecting as grantees only persons whom**  
29 **the Nation approves as grant recipients.**

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1 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council hereby denies  
2 the Green Valley Community Coordinating Council, Inc. request to transfer the  
3 funding the Nation granted to the GVCCC to La Posada.

4 **BE IT FURTHER RESOLVED** that the Tohono O'odham Legislative Council hereby rescinds that  
5 portion of Resolution No. 05-645 approving the Grant-in-Aid Agreement with the  
6 GVCCC.

7 **BE IT FINALLY RESOLVED** that the Tohono O'odham Legislative Council hereby authorizes the  
8 Chairwoman of the Nation's Special Counsel to work with the Town of Sahuarita and  
9 the GVCCC to reclaim the funding in the amount of \$44,000.00 from the Green Valley  
10 Coordinating Council.

11 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 03<sup>RD</sup> day  
12 of MAY, 2006 at a meeting at which a quorum was present with a vote of 2,347.45 FOR; -0- AGAINST;  
13 93.35 NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Section  
14 1(d)(2) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono  
15 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -  
16 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48  
17 Stat. 984).

**TOHONO O'ODHAM LEGISLATIVE COUNCIL**



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

11<sup>th</sup> day of May, 2006

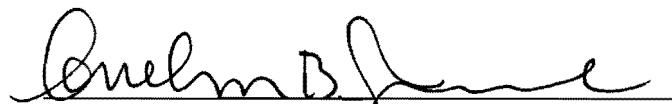
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26 **ATTEST:**

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30 **Lucille Lopez, Acting Legislative Secretary**

31 11<sup>th</sup> day of May, 2006.  
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34 Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono  
35 O'Odham Nation on the 11<sup>th</sup> day of May, 2006 at 2:34 o'clock, P..M.,  
36 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective  
37 upon her approval or upon her failure to either approve or disapprove it within 48 hours of  
38 submittal.

**TOHONO O'ODHAM LEGISLATIVE COUNCIL**



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

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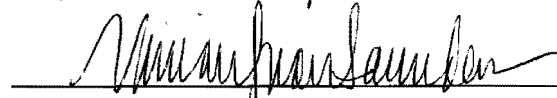
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**APPROVED**

on the 11 day of May, 2006

**DISAPPROVED**

at 2:21 o'clock, P.M.

  
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**VIVIAN JUAN-SAUNDERS, CHAIRWOMAN  
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 11<sup>th</sup> day of

May, 2006, at 4:34 o'clock, P.M.

  
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**Lucille Lopez, Acting Legislative Secretary**

**ACTION: RESCINDING THAT PORTION OF RESOLUTION NO. 05-645 WHICH APPROVES A GRANT-IN-AID AGREEMENT WITH THE GREEN VALLEY COMMUNITY COORDINATING COUNCIL**

**MOVED: COUNCILWOMAN FRANCES MIGUEL**

**SECOND: COUNCILWOMAN FRANCES CONDE**

**DATE: MAY 03, 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			X
<b>HICKIWAN 167.4</b>	1. DELMA GARCIA (Mary E. Sam)	83.70	X			
	2. SANDRA ORTEGA ( )	83.70	X			X
<b>PISINEMO 171.8</b>	1. BARBARA SALVICIO ( )	85.90	X			
	2. GERALD FAYUANT ( )	85.90	X			
<b>SAN LUCY 169.0</b>	1. JOHN W. LAWSON, SR. ( )	84.50	X			X
	2. GLORIA RAMIREZ ( )	84.50	X			
<b>SAN XAVIER 193.8</b>	1. FELICIA NUÑEZ ( )	96.90	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>2,347.45</b>	<b>-0-</b>	<b>93.35</b>	<b>[03]</b>

**\*\*PASSED VOTES**