

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving and Authorizing Amendment No. 1 to the Fiscal Year 2008 Initiative Administrative Budget and Appropriating Additional Funds to the Reserve)

RESOLUTION NO. 07-733

1 **WHEREAS, Initiative IN-10-97 requires that the Nation provide for the annual administrative cost**
2 **of implementing the provisions of the Initiative; and**

3 **WHEREAS, a reserve was established to fund the necessary administrative requirements; and**

4 **WHEREAS, the Tohono O'odham Legislative Council approved the Fiscal Year 2008 Initiative**
5 **Administrative Budget in the amount of \$1,332,065.08 (Resolution No. 07-637); and**

6 **WHEREAS, the Fiscal Year 2008 Initiative Budget approved an appropriation of \$165,098.58 for the**
7 **Nations Enrollment Initiative Payment Roll Budget; and**

8 **WHEREAS, the Enrollment Program is responsible for maintaining the records of the Nations**
9 **membership and is working on the compilation of the data and documents for the all**
10 **minor trust accounts as a result of the past three Per Capita payouts; and**

11 **WHEREAS, the Nation has engaged with a qualified audit firm, Eide Bailly LLP to evaluate the**
12 **Enrollment, Accounting and Treasury as it relates to the per capita distribution for the**
13 **minor accounts; and**

14 **WHEREAS, the Chairman's Office has determined it necessary to appropriate additional funds to**
15 **the Enrollment Initiative Payment Roll Budget to complete the evaluation presently**
16 **underway, to ensure that all minor accounts are accurately and appropriately**
17 **maintained and established; and**

18 **WHEREAS, the Chairman's Office has directed both the Enrollment Program and the Department**
19 **of Information & Technology (DoIT) to create a proposed budget for an amendment**
20 **to the Enrollment Initiative Payment Roll Budget to accomplish all aspects of the**
21 **evaluation currently being conducted by Eide Bailly LLP; and**

22 **WHEREAS, the Enrollment Program, and the Department of Information & Technology have met**
23 **with the legislative oversight committee for the Enrollment Program and the**
24 **Legislative Budget & Finance Committee on the proposed amendment and have**
25 **approved of the amendment.**

26 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it hereby**
27 **approves Amendment No. 1 to Fiscal Year 2008 Initiative Administrative Budget in**
28 **accordance with the following schedule:**

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30

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	<u>Unexpected Balance Projection</u>	<u>Desert Diamond Savings</u>	<u>Amendment No. 1</u>	<u>Total</u>
<u>Description</u>				
OAG- Initiative				
Legal Research	15,000.00	10,000.00		25,000.00
Enrollment -				
Payment Roll	34,365.11	302,829.75	172,096.28	337,194.87
DoIT - Payment Roll	0.00	54,542.77	54,542.77	54,542.77
Acct. - Per Cap. Payments	0.00	53,134.71		53,134.71
TOUA Subsidy	0.00	1,000,000.00		1,000,000.00
Office of Treasury	<u>51,004.09</u>	<u>37,827.70</u>		<u>88,831.79</u>
	\$100,369.20	1,458,334.93	226,639.05	1,469,872.35

14 **BE IT FURTHER RESOLVED by the Tohono O'odham Legislative Council that in accordance with the**
15 **aforementioned amendment approves an increase in the FY 2008 Enrollment Program**
16 **Payment Roll Budget in accordance with the attached budget in the amount of**
17 **\$172,096.28 for three permanent positions on a reoccurring basis and line items 720**
18 **and 721 as a one time funding for FY 2008.**

19 **BE IT FURTHER RESOLVED by the Tohono O'odham Legislative Council that in accordance with the**
20 **aforementioned amendment approves an appropriation of \$54,542.77 to the**
21 **Department of Information and Technology for a Systems Administrator for the**
22 **Enrollment Program specifically for the responsibility of managing minor accounts**
23 **as a result of the Nations Per Capita Payouts.**

24 **BE IT FURTHER RESOLVED by the Tohono O'odham Legislative Council that it hereby appropriates**
25 **\$226,639.05 for the aforementioned amendment from the Nations Gaming Revenues**
26 **held in the Nations Desert Diamond Savings Account to fund the Executive Branch**
27 **Initiative Administrative FY 2008 Amendment No. 1 for continued administration of**
28 **the requirements of Initiative IN-01-97.**

29 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Tohono O'odham**
30 **Nation Official, to wit: the Chairman, Vice Chairman and any designated official are**
31 **authorized to expend and administer the FY 2008 Initiative Administrative Budget**
32 **Amendment 1, provided however than any further amendments affecting the**
33 **aggregate total of funds originally budgeted or the purposes for which the funds were**
34 **budgeted shall be submitted for further prior approval by the Tohono O'odham**
35 **Legislative Council.**

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 08TH. Day of NOVEMBER, 2007 at a meeting at which a quorum was present with a vote of 2,239.45 FOR; -0- AGAINST; 295.05 NOT VOTING; and [05] ABSENT, pursuant to the powers vested in the Council by Section (d)(2) and (3) 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


Verlon M. Jose, Legislative Chairman

9 day of November, 2007

ATTEST:


Lucille Lopez, Acting Legislative Secretary

08 day of November, 2007.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 9 day of November, 2007 at 1:31 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Verlon M. Jose, Legislative Chairman

APPROVED

on the 09 day of November, 2007

DISAPPROVED

at 4:10 o'clock, P.M.


NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 09 day of

November, 2007, at 4:18 o'clock, P.M.

Lucille Lopez
Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING AND AUTHORIZING AMENDMENT NO. 1 TO THE FISCAL YEAR 2008 INITIATIVE ADMINISTRATIVE BUDGET AND APPROPRIATING ADDITIONAL FUNDS TO THE RESERVE

MOVED: COUNCILWOMAN OLIVIA VILLEGAS-LISTON

SECOND: COUNCILWOMAN PHYLLIS CACHORA

DATE: NOVEMBER 08, 2007

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 316.9	1. FRANCES MIGUEL (<i>Absent</i>) (Roberta Harvey) (<i>Present</i>)	158.45	X			X
	2. FRANCES G. ANTONE (<i>Absent</i>) (Vernon Smith) (<i>Present</i>)	158.45	X			
CHUKUT KUK 264.8	1. ETHEL GARCIA ()	132.40	X			
	2. VERLON M. JOSE ()	132.40	X			
GU ACHI 227.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ()	113.95			X	
GU VO 199.2	1. GRACE MANUEL ()	99.60	X			
	2. MICHAEL FLORES ()	99.60	X			X
HICKIWAN 172.0	1. MICHELLE ORTEGA ()	86.00	X			
	2. SANDRA ORTEGA ()	86.00	X			X
PISINEMO 182.4	1. CHESTER ANTONE ()	91.20	X			
	2. GERALD FAYUANT ()	91.20	X			
SAN LUCY 181.1	1. LORRAINE EILER ()	90.55			X	X
	2. GLORIA RAMIREZ ()	90.55			X	
SAN XAVIER 196.5	1. FELICIA NUÑEZ (Adam P. Andrews)	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			
SCHUK TOAK 154.6	1. FRANCES B. CONDE (<i>Absent</i>) (Frederick Jose) (<i>Present</i>)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			
SELLS 444.7	1. KIMBERLY LISTO ()	222.35	X			
	2. EVELYN B. JUAN MANUEL ()	222.35	X			
SIF OIDAK 194.4	1. WAVALENE ROMERO ()	97.20	X			X
	2. MARY LOPEZ ()	97.20	X			
TOTAL		2,534.5	2,239.45	-0-	295.05	[05]

****PASSED VOTES**