

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Attorney Contract with the Law Firm of DeConcini McDonald Yetwin & Lacy)

RESOLUTION NO. 08-135

1 WHEREAS, the Tohono O'odham Nation contracted with Pace Pacific Corporation to construct the
2 San Simon Health Center; and

3 WHEREAS, construction deficiencies have been discovered as the Indian Health Service began to
4 move in and equip the building in June 2007; and

5 WHEREAS, these construction deficiencies have led to disputes between the Tohono O'odham
6 Nation and Pace Pacific Corporation; and

7 WHEREAS, the Attorney General has recommended that the law firm of DeConcini McDonald
8 Yetwin & Lacy be contracted to assist the Nation in resolving the construction dispute
9 over the San Simon Health Center; and


10 WHEREAS, the attached Attorney Contract has been reviewed by the Domestic Affairs Committee,
11 which recommends approval by the Legislative Council.

12 NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby:

- 13 1. Approves the Attorney Contract with DeConcini McDonald Yetwin & Lacy
14 substantially in the form attached hereto, with a budget of \$25,000 to be paid from
15 the budget account approved by Resolution No. 08-134, and an effective date of
16 February 13, 2008;
- 17 2. Authorizes and directs the Chairperson of the Nation to execute the Attorney
18 Contract.

19 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH Day
20 of MARCH, 2008 at a meeting at which a quorum was present with a vote of 2,534.5 FOR; -0-
21 AGAINST; -0- NOT VOTING; and [06] ABSENT, pursuant to the powers vested in the Council by
22 Section 2(a) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono
23 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -
24 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48
25 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Verlon M. Jose, Legislative Chairman
19th day of March, 2008

35 ATTEST:

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38 Lucille Lopez, Acting Legislative Secretary

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40 13th day of March, 2008.
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1 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham**
2 **Nation on the 19th day of March, 2008 at 4:28 o'clock, P.M.,**
3 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
4 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
5 **submittal.**

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7 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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10 *Felicia Munoz for*
11 Verlon M. Jose, Legislative Chairman

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15 **APPROVED**

on the 21 day of March, 2008

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17 **DISAPPROVED**

at 3:05 o'clock, P.M.

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20 *Ned Norris, Jr.*
21 NED NORRIS, JR., CHAIRMAN
22 **TOHONO O'ODHAM NATION**

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26 **Returned to the Legislative Secretary on the 24 day of**

27 March, 2008, at 11:55 o'clock, A.M.

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30 *Lucille Lopez*
31 Lucille Lopez, Acting Legislative Secretary
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ACTION: APPROVING ATTORNEY CONTRACT WITH THE LAW FIRM OF DECONCINI MCDONALD YETWIN & LACY

MOVED: COUNCILWOMAN GLORIA RAMIREZ

SECOND: COUNCILWOMAN CYNTHIA MANUEL

DATE: MARCH 13, 2008

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 316.9	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE (Vernon Smith)	158.45	X			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			
PISINEMO 182.4	1. CHESTER ANTONE ()	91.20	X			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			X
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			
SCHUK TOAK 154.6	1. FRANCES B. CONDE (Fredrick Jose)	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	2,534.5	-0-	-0-	[06]

**PASSED VOTES