## **RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL** (Approving the Department of Health and Human Services, Division of Family Assistance – FY08 Food Distribution Program Budget Amendment #1 - Account No. 11-1315)

## **RESOLUTION NO. 08-446**

1       WHEREAS, the Department of Health and Human Services is presently operating the Family         2       Assistance Division, Food Distribution Program under an FY2008 grantwith the United         3       WHEREAS, by Resolution Number 07-594, the Tohono O'odham Legislative Council approved the         5       FY2008 Food Distribution Program budget in the amount of \$181,138,01; and         6       WHEREAS, the Nation was notified of the final grant award for USDA budget; and         7       WHEREAS, the Food Distribution Program funds available to the Tohono O'odham Nation for         8       FY2008 through the USDA has increased by \$51,171.39 from \$181,138.01 to \$232,309.40;         9       and         10       WHEREAS, the Department of Health and Human Services has prepared the attached FY2008         11       USDA Food Distribution Program BudgetAmendment#1 which increases/decreases         12       uSDA Food Distribution Program BudgetAmendment#1 which increases/decreases         13       WHEREAS, the Executive Branch developed audobtained committee approvalofthe FY2008 Food         14       Distribution Program BudgetAmendment#1 in the amount of \$232,309.40         15       NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby         16       uSDA Food Distribution Program Budget Amendment #1, effective October 01, 2007         17       through September 30, 2008. The budget amendment #1, effective Council does			
3       States Department of Agriculture (USDA); and         4       WHEREAS, by Resolution Number 07-594, the Tokono O'odham Legislative Council approved the         5       FY2008 Food Distribution Program budget in the amount of \$181,138.01; and         6       WHEREAS, the Nation was notified of the final grant award for USDA budget; and         7       WHEREAS, the Food Distribution Program funds available to the Tohono O'odham Nation for         8       FY2008 through the USDA has increased by \$51,171.39 from \$181,138.01 to \$232,309.40;         9       and         10       WHEREAS, the Department of Health and Human Services has prepared the attached FY2008         11       USDA Food Distribution Program Budget Amendment #1 which increases/decreases         12       and adds new line items 710 - Utilities and 770 RM Equipment; and         13       WHEREAS, the Executive Branch developed and obtained committee approval of the FY2008 Food         14       Distribution Program Budget Amendment #1 in the amount of \$232,309.40.         15       NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby         16       approve Amendment #1 which reflects the final grant award in the amount of         17       \$232,309.40 and authorizes the Executive Branch to expend funds in the attached         18       USDA Food Distribution Program Budget Amendment #1, effective October 01, 2007         19	1	1 WHEREAS, the Department of Health and Human Services	is presently operating the Family
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5       FY2008 Food Distribution Program budget in the amount of \$181,138.01; and         6       WHEREAS, the Nation was notified of the final grant award for USDA budget; and         7       WHEREAS, the Food Distribution Program funds available to the Tohono O'odham Nation for         8       FY2008 through the USDA has increased by \$51,171.39 from \$181,138.01 to \$232,309.40;         9       and         10       WHEREAS, the Department of Health and Human Services has prepared the attached FY2008         11       USDA Food Distribution Program Budget Amendment #1 which increases/decreases         12       and adds new line items 710 - Utilities and 770 RM Equipment; and         13       WHEREAS, the Executive Branch developed and obtained committee approval of the FY2008 Food         14       Distribution Program Budget Amendment #1 in the amount of \$232,309.40.         15       NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby         16       approve Amendment #1 which reflects the final grant award in the attached         17       \$232,309.40 and authorizes the Executive Branch to expend funds in the attached         18       USDA Food Distribution Program Budget Amendment #1, effective October 01, 2007         19       through September 30, 2008. The budget amendment reflects the increase from         20       \$181,138.01 to \$232,309.40 and the indirect increase of \$8,396.32 from \$29,367.58 to      <	3	3 States Department of Agriculture (USDA); and	
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<ul> <li>S37,663.90 and incorporates changes for personnel, and operations line items, and adds new line items 710 - Utilities and 770 RM Equipment.</li> <li>BE IT FINALLY RESOLVED that the Tohono O'odham Nation's officials to wit: the Chairman, Vice- Chairman and any designated officials are hereby authorized to negotiate, expend and execute Budget Amendment #1 as attached, provided however, that that any amendments affecting the funds or funding levels shall be submitted for further prior approval by the Tohono O'odham Legislative Council.</li> <li>The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11<sup>TH</sup>. Day of JULY. 2008 at a meeting at which a quorum was present with a vote of 2,534.5 FOR; -0- AGAINST; -0- NOT VOTING; and J05]ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(2) (3) &amp; (f) 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)</li> </ul>	19	19 through September 30, 2008. The budget amen	dment reflects the increase from
<ul> <li>adds new line items 710 - Utilities and 770 RM Equipment.</li> <li>BE IT FINALLY RESOLVED that the Tohono O'odham Nation's officials to wit: the Chairman, Vice-</li> <li>Chairman and any designated officials are hereby authorized to negotiate, expend</li> <li>and execute Budget Amendment #1 as attached, provided however, that that any</li> <li>amendments affecting the funds or funding levels shall be submitted for further prior</li> <li>approval by the Tohono O'odham Legislative Council.</li> <li>The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11<sup>TH</sup>. Day</li> <li>of JULY, 2008 at a meeting at which a quorum was present with a vote of 2,534.5 FOR; -0-AGAINST;</li> <li>-0-NOT VOTING; and [05]ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(2)</li> <li>(3) &amp; (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono</li> <li>O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -</li> <li>Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48</li> </ul>	20	20 <b>\$181,138.01 to \$232,309.40 and the indirect incre</b>	ase of \$8,396.32 from \$29,367.58 to
<ul> <li>BE IT FINALLY RESOLVED that the Tohono O'odham Nation's officials to wit: the Chairman, Vice-</li> <li>Chairman and any designated officials are hereby authorized to negotiate, expend</li> <li>and execute Budget Amendment #1 as attached, provided however, that that any</li> <li>amendments affecting the funds or funding levels shall be submitted for further prior</li> <li>approval by the Tohono O'odham Legislative Council.</li> <li>The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11<sup>TH</sup>. Day</li> <li>of <u>IULY, 2008</u> at a meeting at which a quorum was present with a vote of 2,534.5 FOR; -0. AGAINST;</li> <li>-0. NOT VOTING; and <u>IO5</u> ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(2)</li> <li>(3) &amp; (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono</li> <li>O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -</li> <li>Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48</li> </ul>	21	21 \$37,663.90 and incorporates changes for personn	el, and operations line items, and
<ul> <li>Chairman and any designated officials are hereby authorized to negotiate, expend and execute Budget Amendment #1 as attached, provided however, that that any amendments affecting the funds or funding levels shall be submitted for further prior approval by the Tohono O'odham Legislative Council.</li> <li>The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the <u>11<sup>TH</sup></u>. Day of <u>JULY</u>, <u>2008</u> at a meeting at which a quorum was present with a vote of <u>2</u>, <u>534.5</u> FOR; <u>-0</u>. AGAINST; <u>-0</u>. NOT VOTING; and <u>105</u>]ABSENT, pursuant to the powers vested in the Council by Section 1 (<u>d)(2)</u></li> <li><u>(3) &amp; (1) 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</u></li> </ul>	22	22 adds new line items 710 – Utilities and 770 RM Equ	lipment.
<ul> <li>and execute Budget Amendment #1 as attached, provided however, that that any amendments affecting the funds or funding levels shall be submitted for further prior approval by the Tohono O'odham Legislative Council.</li> <li>The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11<sup>TH</sup>. Day of JULY, 2008 at a meeting at which a quorum was present with a vote of 2,534.5 FOR; -0- AGAINST; -0- NOT VOTING; and [05]ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(2) (3) &amp; (f) 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)</li> </ul>	23	23 BE IT FINALLY RESOLVED that the Tohono O'odham Nation's o	fficials to wit: the Chairman, Vice-
<ul> <li>amendments affecting the funds or funding levels shall be submitted for further prior</li> <li>approval by the Tohono O'odham Legislative Council.</li> <li>The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the <u>11<sup>TH</sup></u>. Day</li> <li>of <u>JULY</u>, <u>2008</u> at a meeting at which a quorum was present with a vote of <u>2</u>,534.5 FOR; <u>-0</u>. AGAINST;</li> <li><u>-0</u>. NOT VOTING; and <u>[05]</u>ABSENT, pursuant to the powers vested in the Council by Section 1 (<u>d)</u>(<u>2</u>)</li> <li>(<u>3) &amp; (f)</u> of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono</li> <li>O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -</li> <li>Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48)</li> </ul>	24	24 Chairman and any designated officials are hereb	y authorized to negotiate, expend
<ul> <li>approval by the Tohono O'odham Legislative Council.</li> <li>The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the <u>11<sup>TH</sup></u>. Day</li> <li>of <u>JULY</u>, <u>2008</u> at a meeting at which a quorum was present with a vote of <u>2,534.5</u> FOR; <u>-0</u>. AGAINST;</li> <li><u>-0</u>. NOT VOTING; and <u>[05]</u>ABSENT, pursuant to the powers vested in the Council by Section 1 (<u>d</u>)(<u>2</u>)</li> <li>(<u>3</u>) &amp; (<u>f</u>) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono</li> <li>O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -</li> <li>Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48)</li> </ul>	25	25 and execute Budget Amendment #1 as attached	, provided however, that that any
The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the <u>11<sup>TH</sup></u> . Day of <u>JULY</u> , <u>2008</u> at a meeting at which a quorum was present with a vote of <u>2,534.5</u> FOR; <u>-0</u> . AGAINST; - <u>0</u> . NOT VOTING; and <u>[05]</u> ABSENT, pursuant to the powers vested in the Council by Section 1 ( <u>d</u> )( <u>2</u> ) ( <u>3) &amp; (f) 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 (<u>48</u></u>	26	26 amendments affecting the funds or funding levels	shall be submitted for further prior
<ul> <li>of <u>JULY</u>, <u>2008</u> at a meeting at which a quorum was present with a vote of <u>2,534.5</u> FOR; <u>-0-</u> AGAINST;</li> <li><u>-0-</u> NOT VOTING; and <u>[05]</u>ABSENT, pursuant to the powers vested in the Council by Section 1 (<u>d</u>)(<u>2</u>)</li> <li>(<u>3</u>) &amp; (<u>f</u>) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono</li> <li>O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -</li> <li>Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48</li> </ul>	27	27 approval by the Tohono O'odham Legislative Cou	ncil.
<ul> <li>30 <u>-0-NOT VOTING; and [05]ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(2)</u></li> <li>31 (3) &amp; (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono</li> <li>32 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -</li> <li>33 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48</li> </ul>			
<ul> <li>31 (3) &amp; (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono</li> <li>32 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -</li> <li>33 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48)</li> </ul>			
<ul> <li>32</li> <li>33</li> <li>O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -</li> <li>33</li> <li>Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48)</li> </ul>			
33 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48			
34 <b>Stat. 984).</b>	33	33 Indian Affairs (Operations) on March 6, 1986, pursuant to Sect	
	34	34 <b>  Stat. 984).</b>	

**RESOLUTION NO. 08-446** (Approving the Department of Health and Human Services, Division of Family Assistance - FY08 Food Distribution Program Budget Amendment #1 - Account No. 11-1315) Page 2 of 2 **TOHONO O'ODHAM LEGISLATIVE COUNCIL** Fellie Uner for erlon M. Jose, Legislative Chairman day of July\_, 2008 **ATTEST:** Junin Jafaz Lucille Lopez, Acting Legislative Secretary 11 day of July , 2008. Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the \_\_\_\_\_\_ day of \_\_\_\_\_\_, 2008 at \_\_\_\_\_\_, 2008 at \_\_\_\_\_\_, o'clock, \_\_\_\_\_.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** licea huner Verlon M. Jose. Legislative Chairma on the 18 day of July [ 1 APPROVED . 2008 at <u>12:44</u> o'clock, <u>P</u>.M. **[ ] DISAPPROVED** NED NORRIS. IN. CHAIRI **TOHONO O'ODHAM NATION** Returned to the Legislative Secretary on the \_\_\_\_\_\_ day of 2008, at 17:44 o'clock, 12.M. Lucille Lopez, Acting Legislative Secretary

## ACTION: APPROVING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF FAMILY ASSISTANCE - FY08 FOOD DISTRIBUTION PROGRAM BUDGET AMENDMENT #1 - ACCOUNT NO. 11-1315

MOVED: COUNCILWOMAN CYNTHIA E. MANUEL

## SECOND: COUNCILWOMAN EVELYN JUAN MANUEL

DATE: JULY 11, 2008

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSEN
BABOQUIVARI	1. FRANCES MIGUEL	158.45	x			
316.9	(Roberta Harvey) 2. FRANCES G. ANTONE (Vernon Smith)	158.45	x			x
CHUKUT KUK	1. ETHEL GARCIA	132.40	x		_	
264.8	2. VERLON M. JOSE	132.40	x			x
GU ACHI	1. TIMOTHY L. JOAQUIN	113.95	x			
227.9	(Louis L. Johnson) 2. CYNTHIA E. MANUEL ( )	113.95	x			
GU VO	1. GRACE MANUEL	99.60	x			
1 <b>99.2</b>	2. RAYMOND VICTOR	99.60	x			x
HICKIWAN	1. MICHELLE ORTEGA	86.00	x			
172.0	( ) 2. SANDRA ORTEGA ( )	86.00	x			x
PISINEMO	1. CHESTER ANTONE	91.20	x			
182.4	(Tony Murrietta) 2. GERALD FAYUANT ( )	91.20	x			
SAN LUCY	1. LORRAINE EILER	90.55	x			
181.1	2. GLORIA RAMIREZ**	90.55	x			
SAN XAVIER	1. FELICIA NUÑEZ	98.25	x			
196.5	(Adam P. Andrews) 2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	x			
SCHUK TOAK	1. FRANCES B. CONDE	77.30	x			
154.6	(Frederick Jose) 2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	x			
SELLS	1.KIMBERLY LISTO	222.35	x			
444.7	( ) 2.EVELYN B. JUAN MANUEL (	222.35	x			
SIF OIDAK	1. WAVALENE ROMERO	97.20	x			x
194.4	2. MARY LOPEZ ()	97.20	x			
	TOTAL	2,534.5	2,534.5	-0-	-0-	[05]