

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving Legislative Council Seniority Adjustments)**

**DEFEATED**  
**RESOLUTION NO. 08-727**

1  
2 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council with the**  
3 **broad legislative and fiscal powers, including the power to manage, appropriate, and**  
4 **authorize the expenditure of any funds within the exclusive control of the Tohono**  
5 **O'odham Nation (Constitution of the Tohono O'odham Nation, Article VI, Section**  
6 **1(d)(2)); and**

7 **WHEREAS, the Legislative Rules of the Tohono O'odham Legislative Council authorizes the**  
8 **Budget and Finance Committee to annually review and adjust compensation levels**  
9 **for the Legislature (Legislative Rules, Article X, Section 1.B.1); and**

10 **WHEREAS, the Legislative Rules of the Tohono O'odham Legislative Council provide that the**  
11 **Budget and Finance Committee may "recommend seniority adjustments to the**  
12 **compensation of Legislative Representatives and its Officers..." (Legislative Rules,**  
13 **Article X, Section 1.C.1); and**

14 **WHEREAS, no seniority adjustments were budgeted from FY 2000 to FY 2009; and**

15 **WHEREAS, the Nation's Treasurer has calculated seniority adjustments for Legislative Council**  
16 **representatives in the Legislative Elected Officials Salary Calculation dated**  
17 **November 19, 2008, which is incorporated by reference, to account for years of**  
18 **seniority from FY 2000 to FY 2009.**

19 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that, effective**  
20 **retroactive to October 1, 2008, it hereby adjusts the FY 2009 annual salaries of**  
21 **Legislative Council representatives to the levels shown in the Legislative Elected**  
22 **Officials Salary Calculation, which is incorporated by this reference; provided that**  
23 **such adjustments shall be funded with FY 2008 surplus funds.**

24 **BE IT FURTHER RESOLVED by the Tohono O'odham Legislative Council that seniority adjustments**  
25 **shall apply to all Legislative Council representatives who have served continuously**  
26 **for one year or more and, for representatives who have served less than one year,**  
27 **seniority adjustments shall be effective starting from the date one year of service has**  
28 **been completed.**

29 **BE IT FURTHER RESOLVED by the Tohono O'odham Legislative Council that all Legislative Council**  
30 **representatives who are not Legislative Council officers and who are seated during**  
31 **FY 2009 shall be paid an FY 2009 base salary of \$43,427.67.**

32 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the annualized amount**  
33 **of the foregoing Legislative Council seniority adjustments and related fringe benefits**  
34 **(\$344,285.96) as shown in the Legislative Elected Officials Salary Calculation shall be**

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added to the Legislative Branch FY 2009 base budget and the budget shall be amended accordingly.

The foregoing Resolution was defeated by the Tohono O'odham Legislative Council on the 23<sup>RD</sup> Day of DECEMBER, 2008 at a meeting at which a quorum was present with a vote of 1,014.65 FOR; 1,223.45 AGAINST; 97.20 NOT VOTING; and 199.2[04] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1 (d) 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

31 day of December, 2008

ATTEST:

  
Lucille Lopez, Acting Legislative Secretary

23 day of , 2008.

**ACTION: APPROVING LEGISLATIVE COUNCIL SENIORITY ADJUSTMENTS**

**MOVED: COUNCILMAN GERALD FAYUANT**

**SECOND: COUNCILWOMAN GLORIA RAMIREZ**

**DATE: DECEMBER 23, 2008**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>BABOQUIVARI</b> <b>316.9</b>	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE (Vernon Smith)	158.45		X		
<b>CHUKUT KUK</b> <b>264.8</b>	1. ETHEL GARCIA ( )	132.40	X			
	2. VERLON M. JOSE ( )	132.40	X			
<b>GU ACHI</b> <b>227.9</b>	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ( )	113.95	X			X
<b>GU VO</b> <b>199.2</b>	1. GRACE MANUEL ( )	99.60				X
	2. RAYMOND VICTOR ( )	99.60				X
<b>HICKIWAN</b> <b>172.0</b>	1. MICHELLE ORTEGA ( )	86.00		X		
	2. SANDRA ORTEGA ( )	86.00		X		
<b>PISINEMO</b> <b>182.4</b>	1. CHESTER ANTONE (Tony Murrietta)	91.20	X			
	2. GERALD FAYUANT ( )	91.20	X			
<b>SAN LUCY</b> <b>181.1</b>	1. LORRAINE EILER ( )	90.55	X			X
	2. GLORIA RAMIREZ ( )	90.55	X			
<b>SAN XAVIER</b> <b>196.5</b>	1. FELICIA NUÑEZ (Adam P. Andrews)	98.25		X		
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25		X		
<b>SCHUK TOAK</b> <b>154.6</b>	1. FRANCES B. CONDE (Frederick Jose)	77.30		X		
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30		X		
<b>SELLS</b> <b>444.7</b>	1. KIMBERLY LISTO ( )	222.35		X		
	2. EVELYN B. JUAN MANUEL ( )	222.35		X		
<b>SIF OIDAK</b> <b>194.4</b>	1. WAVALENE ROMERO ( )	97.20			X	
	2. MARY LOPEZ ( )	97.20		X		
<b>TOTAL</b>		<b>2,534.5</b>	<b>1,014.65</b>	<b>1,223.45</b>	<b>97.20</b>	<b>199.2</b> <b>[04]</b>

**\*\*PASSED VOTES**