

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approval of the Savings of the Grant Award for the USEPA FY 2009 Brownfields 128(a)
Tribal Response Grant Amendment #1)

RESOLUTION NO. 09-195

1 **WHEREAS, in Resolution No.08-309 the Tohono O'odham Legislative Council accepted a no cost**
2 **extension for the continuation of the Brownfields Section 128(a) Tribal Response**
3 **Program; (RP-969883-01) for FY 2009; and**

4 **WHEREAS, the Brownfields Section 128(a) Tribal Response Program Grant extends from October**
5 **1, 2007 through September 30, 2009; and**

6 **WHEREAS, there is an additional savings from FY 2006, 2007 and 2008 (\$10,936.74) and the**
7 **attached budget amendment #1 identifies where the savings will be allocated for funds**
8 **to be expended for the remainder of FY 2009 for a total of \$128,034.78.**

9 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby approves**
10 **the carry forward amount of \$10,936.74 from the Brownfields Section 128(a) Tribal**
11 **Response Program for a total of \$128,034.78 in the following manner:**

- 12 **1. Adding carry forward amounts from FY 2006, 2007 and 2008 (\$10,936.74) into the**
13 **FY 2009 Budget (\$117,098.04).**
- 14 **2. Authorizing TON EPO to expend all available funds awarded pursuant to**
15 **Cooperative Agreement RP-969883-01).**

16 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that Tohono O'odham**
17 **Nation's Officials, to wit: the Chairman, Vice-chairman and any designated official are**
18 **hereby authorized to negotiate and execute the grant, provided however, that any**
19 **amendments affecting the funding or funding level of the grant shall be submitted for**
20 **further prior approval.**

21 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 16TH. Day**
22 **of APRIL, 2009 at a meeting at which a quorum was present with a vote of 2,335.3 FOR; -0- AGAINST;**
23 **-0- NOT VOTING; and 199.2 [07] ABSENT, pursuant to the powers vested in the Council by Section**
24 **1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono**
25 **O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
26 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**
27 **Stat. 984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Verlon M. Jose, Legislative Chairman

12th day of May, 2009

RESOLUTION NO. 09-195

(Approval of the Savings of the Grant Award for the USEPA FY 2009 Brownfields 128(a) Tribal Response Grant Amendment #1)

Page 2 of 2

1 ATTEST:

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4 _____
5 Evonne Wilson, Legislative Secretary

6
7 16 day of April, 2009.

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9 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham
10 Nation on the 12th day of May, 2009 at 11:18 o'clock, a.M.,
11 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
12 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
13 submittal.

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15 TOHONO O'ODHAM LEGISLATIVE COUNCIL


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18 _____
19 Verlon M. Jose, Legislative Chairman

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23 APPROVED

on the 12 day of May, 2009

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25 DISAPPROVED

at 12:25 o'clock, P.M.

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

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34 Returned to the Legislative Secretary on the 12 day of

35 May, 2009, at 12:37 o'clock, P.M.

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39 Evonne Wilson, Legislative Secretary

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ACTION: APPROVAL OF THE SAVINGS OF THE GRANT AWARD FOR THE USEPA FY 2009 BROWNFIELDS 128(A) TRIBAL RESPONSE GRANT AMENDMENT #1

MOVED: COUNCILMAN TIMOTHY JOAQUIN

SECOND: COUNCILWOMAN ETHEL GARCIA

DATE: APRIL 16, 2009

| 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 | | | |
| | 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 | | | X |
| GU ACHI 227.9 | 1. TIMOTHY L. JOAQUIN (Louis L. Johnson) | 113.95 | X | | | |
| | 2. CYNTHIA E. MANUEL () | 113.95 | X | | | X |
| GU VO 199.2 | 1. GRACE MANUEL () | 99.60 | | | | X |
| | 2. RAYMOND VICTOR () | 99.60 | | | | X |
| HICKIWAN 172.0 | 1. MICHELLE ORTEGA () | 86.00 | X | | | X |
| | 2. SANDRA ORTEGA (Louie Lopez) | 86.00 | X | | | |
| PISINEMO 182.4 | 1. CHESTER ANTONE (Tony Murrietta) | 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 | | | X |
| SIF OIDAK 194.4 | 1. WAVALENE ROMERO () | 97.20 | X | | | |
| | 2. MARY LOPEZ () | 97.20 | X | | | |
| TOTAL | | 2,534.5 | 2,335.3 | -0- | -0- | 199.2 [07] |

****PASSED VOTES**