

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Approving the Appointment of Mr. Henry Childs to the Public Safety Personnel  
Retirement System Local Board)**

**RESOLUTION NO. 09-212**

1 **WHEREAS, the Tohono O'odham Legislative Council approved Resolution No. 06-084 Approving**  
2 **the Tohono O'odham Nation's Joinder in the Arizona Public Safety Personnel**  
3 **Retirement System (System); and**

4 **WHEREAS, the Tohono O'odham Legislative Council also approved Resolution No. 06-429**  
5 **Approving Joinder Agreements for the Arizona Public Safety Personnel Retirement**  
6 **System and Approving Limited Waivers of Sovereign Immunity Incident to the Joinder**  
7 **Agreements and Modifying and Superseding All Prior Inconsistent Laws; and**

8 **WHEREAS, Legislative Council Resolution No. 06-429 further provides the Nation's participation**  
9 **in the System is clearly, expressly, and unequivocally subject to the exclusive**  
10 **jurisdiction of the laws and courts of the State of Arizona; and**

11 **WHEREAS, Arizona Revised Statutes § 38-847 provides for the Administration of the System and**  
12 **responsibility for making provisions of the System effectiveness for each employer**  
13 **vested in a Local Board, further that each Indian reservation police agency and each**  
14 **Indian reservation fire fighting agency shall have a local Board; and**

15 **WHEREAS, the appointments and elections of board members shall take place with one elective**  
16 **and appointive board members serving a term ending two years after the effective**  
17 **date of participation. Thereafter, every second year and as a vacancy occurs, an office**  
18 **shall be filled for a term of four years in the same manner as previously provided; and**

19 **WHEREAS, the Board Appointment Guidelines approved by the Legislative Council pursuant to**  
20 **Resolution No. 03-044 is not applicable to the Local Board pursuant to Section II (B) 3**  
21 **of the guidelines because the Local Board is created pursuant to Arizona Revised**  
22 **Statute and not the Constitution of the Tohono O'odham Nation; and**

23 **WHEREAS, the Chairman of the Nation has determined that Mr. Henry Childs is qualified and**  
24 **willing to serve as the Civilian Representative for the Public Safety Personnel**  
25 **Retirement System Local Board.**

26 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby**  
27 **accept and approve the appointment of Mr. Henry Childs to serve as a Civilian**  
28 **Representative for the Public Safety Personnel Retirement System Local Board. Mr.**  
29 **Childs' term shall commence on the effective date of this resolution and ending on**  
30 **April 17, 2011.**

31  
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RESOLUTION NO. 09-212

(Approving the Appointment of Mr. Henry Childs to the Public Safety Personnel Retirement System Local Board)

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 17<sup>TH</sup>. Day of APRIL, 2009 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 2 (b) 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

*Felicia Nunez for*  
Verlon M. Jose, Legislative Chairman

29<sup>th</sup> day of April, 2009

ATTEST:

*Evonne Wilson*

Evonne Wilson, Legislative Secretary

17 day of April, 2009.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 29<sup>th</sup> day of April, 2009 at 1:03 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

*Felicia Nunez for*  
Verlon M. Jose, Legislative Chairman

APPROVED

on the 30 day of April, 2009

DISAPPROVED

at 11:28 o'clock, P.M.

*Ned Norris, Jr.*

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

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Returned to the Legislative Secretary on the 30<sup>th</sup> day of

April, 2009, at 12:14 o'clock, p.M.



**Evonne Wilson, Legislative Secretary**

**ACTION: APPROVING THE APPOINTMENT OF MR. HENRY CHILDS TO THE PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM LOCAL BOARD**

**MOVED: COUNCILWOMAN FRANCES MIGUEL**

**SECOND: COUNCILMAN TIMOTHY JOAQUIN**

**DATE: APRIL 17, 2009**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>BABOQUIVARI 316.9</b>	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE ( <i>Absent</i> ) (Vernon Smith) ( <i>Present</i> )	158.45	X			
<b>CHUKUT KUK 264.8</b>	1. ETHEL GARCIA ( )	132.40	X			
	2. VERLON M. JOSE ( )	132.40	X			X
<b>GU ACHI 227.9</b>	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ( )	113.95	X			X
<b>GU VO 199.2</b>	1. GRACE MANUEL ( )	99.60	X			
	2. RAYMOND VICTOR ( )	99.60	X			X
<b>HICKIWAN 172.0</b>	1. MICHELLE ORTEGA ( )	86.00	X			X
	2. SANDRA ORTEGA (Louie Lopez)	86.00	X			
<b>PISINEMO 182.4</b>	1. CHESTER ANTONE (Tony Murrietta)	91.20	X			
	2. GERALD FAYUANT ( )	91.20	X			
<b>SAN LUCY 181.1</b>	1. LORRAINE EILER ( )	90.55	X			
	2. GLORIA RAMIREZ ( )	90.55	X			
<b>SAN XAVIER 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 154.6</b>	1. FRANCES B. CONDE (Frederick Jose)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			
<b>SELLS 444.7</b>	1. KIMBERLY LISTO ( )	222.35	X			
	2. EVELYN B. JUAN MANUEL ( )	222.35	X			X
<b>SIF OIDAK 194.4</b>	1. WAVALENE ROMERO ( )	97.20	X			
	2. MARY LOPEZ ( )	97.20	X			
<b>TOTAL</b>		<b>2,534.5</b>	<b>2534.5</b>	<b>-0-</b>	<b>-0-</b>	<b>[05]</b>

**\*\*PASSED VOTES**