

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Accepting FY 2009 BIA 2% Planning Funds and Population Adjustment Factor Funds)

RESOLUTION NO. 09-359

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Tohono O'odham Legislative**
2 **Council with the authority to "consult, negotiate and conclude agreements and**
3 **contracts on behalf of the Tohono O'odham Nation with Federal, State and local**
4 **governments" and "to adopt, approve and amend annual budgets and to authorize the**
5 **expenditure of funds in accordance with these budgets" (Constitution, Article VI,**
6 **Section 1(d) and (f)); and**

7 **WHEREAS, the Nation annually receives from the Bureau of Indian Affairs ("BIA") 2% Planning**
8 **Funds from the Indian Reservation Roads Program Funding and for FY 2009 the Nation**
9 **is scheduled to receive \$111,083.44; and**

10 **WHEREAS, the Nation annually receives from the BIA Population Adjustment Factor ("PAF") funds**
11 **out of the Indian Reservation Roads Program Funding and for FY 2009 the Nation is**
12 **scheduled to receive \$140,059.95; and**

13 **WHEREAS, the BIA 2% Planning Funds and Population Adjustment Factor Funds will increase the**
14 **Nation's Self-Determination master contract by \$263,645.21, which includes**
15 **\$12,501.82 in indirect costs; and**

16 **WHEREAS, the Nation intends to use the \$251,143.39 in BIA 2% Planning Funds and PAF Funds to**
17 **update the Nation's Cost to Construct ("CTC") and for the Nation's Planning**
18 **Department to serve as the Nation's Transportation Coordinators; and**

19 **WHEREAS, the Natural Resources Committee, Budget and Finance Committee, and Executive**
20 **Branch have reviewed and recommended acceptance of the BIA 2% Planning Funds**
21 **and PAF Funds.**

22 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it hereby**
23 **accepts the FY 2009 BIA 2% Planning Funds in the amount of \$111,083.44 and PAF**
24 **Funds in the amount of \$140,059.95.**

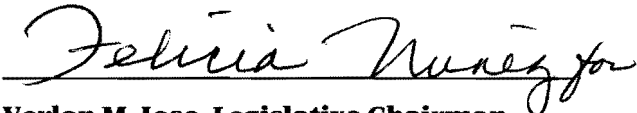
25 **BE IT FURTHER RESOLVED by the Tohono O'odham Legislative Council that the Nation intends to**
26 **use the \$251,143.39 in BIA 2% Planning Funds and PAF Funds to update the Nation's**
27 **Cost to Construct ("CTC") and for the Nation's Planning Department to serve as the**
28 **Nation's Transportation Coordinators.**

29 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the FY 2009 BIA 2%**
30 **Planning Funds and PAF Funds shall be expended only in accordance with a budget**
31 **subsequently approved by the Legislative Council.**

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1 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11TH. Day
2 of JUNE, 2009 at a meeting at which a quorum was present with a vote of 2,595.50 FOR; -0- AGAINST;
3 -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Article VI
4 Section 1 (d)&(f) of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono
5 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -
6 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48
7 Stat. 984).

9 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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12 Verlon M. Jose, Legislative Chairman

13 11th day of June, 2009

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15 ATTEST:

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17 _____

18 Evonne Wilson, Legislative Secretary

19 11 day of June, 2009.

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21 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham
22 Nation on the 11th day of June, 2009 at 7:06 o'clock, P.M.,
23 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
24 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
25 submittal.

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27 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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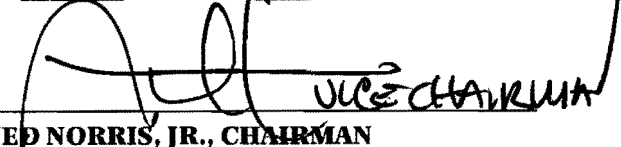
30 Verlon M. Jose, Legislative Chairman

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35 APPROVED

on the 12 day of June, 2009

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37 DISAPPROVED

at 8:40 o'clock, A.M.

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40 NED NORRIS, JR., CHAIRMAN

41 TOHONO O'ODHAM NATION
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Returned to the Legislative Secretary on the 12 day of

June, 2009, at 9:00 o'clock, a.M.

Evonne Wilson

Evonne Wilson, Legislative Secretary

ACTION: ACCEPTING FY 2009 BIA 2% PLANNING FUNDS AND POPULATION ADJUSTMENT FACTOR FUNDS

MOVED: COUNCILWOMAN EVELYN JUAN MANUEL

SECOND: COUNCILWOMAN KIMBERLY LISTO

DATE: JUNE 11, 2009

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			
	2. MARY LOPEZ ()	99.35	X			X
SELLS 449.6	1. KIMBERLY LISTO ()	224.80	X			
	2. EVELYN B. JUAN MANUEL ()	224.80	X			
SCHUK TOAK 159.0	1. FRANCES B. CONDE (Fredrick Jose)	79.50	X			
	2. LINDA PARLEY (Agnes Joaquin)	79.50	X			
SAN XAVIER 204.7	1. FELICIA NUÑEZ ()	102.35	X			
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	102.35	X			
SAN LUCY 187.1	1. LORRAINE EILER (Charlotte Cadavas)	93.55	X			
	2. GLORIA RAMIREZ ()	93.55	X			
PISINEMO 184.5	1. CHESTER ANTONE (Tony Murrietta)	92.25	X			
	2. EDWARD MANUEL (Gerald Fayuant)	92.25	X			
HICKIWAN 174.5	1. MICHELLE ORTEGA ()	87.25	X			
	2. SANDRA ORTEGA ()	87.25	X			X
GU VO 206.3	1. GRACE MANUEL ()	103.15	X			X
	2. PAMELA ANGHILL (Angela Ortiz)	103.15	X			
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN ()	115.05	X			
	2. CYNTHIA E. MANUEL ()	115.05	X			
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50	X			
	2. VERLON M. JOSE ()	138.50	X			X
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE (Vernon Smith)	162.0	X			
TOTAL		2,595.5	2,595.50	-0-	-0-	[04]