

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approval of Amendment No. 1, Revising and Replacing Selected Language and**  
**Amendment No. 2, Increased Payment Rate of Intergovernmental Agreement**  
**(IGA-YH08-0016) between Arizona Long Term Care Systems (ALTCS)**  
**and the Tohono O'odham Nation, Fiscal Year 2010**  
**October 1, 2009 – September 30, 2010)**

**RESOLUTION NO. 10-032**

1 **WHEREAS, the Tohono O'odham Nation has an Intergovernmental Agreement with the State of**  
2 **Arizona to provide Arizona Long Term Care Services (ALTCS) Case Management**  
3 **services to eligible enrolled members; and**

4 **WHEREAS, the Tohono O'odham Nation has provided ALTCS case management services since June**  
5 **1996 and is compensated from the State of Arizona for the services; and**

6 **WHEREAS, Amendment No. 1 revises the following selected language in IGA-YH08-0016 (as**  
7 **attached):**

8 **Section A: General Provisions, III. Basic Rights and Obligations of the Administration**

9 **Section A: General Provisions, IV. Basic Rights and Obligations of the Tribal Contractor**

10 **Section B: Agreement Services, II. Administration Responsibilities**

11 **Section C: Financial Provisions, A. Funding; and**

12 **WHEREAS, Amendment No. 2 amends IGA YH08-0016 as follows:**

13 **Section C: Financial Provisions, I. Payments to Tribal Contractor for Case Management.**

14 **A. Funding The rate for this agreement period shall be \$169.23 per member, per**  
15 **month; and**

16 **WHEREAS, all future Arizona Long Term Care Services (ALTCS) Program client compensated**  
17 **funds received by the Division of Senior Services shall be applied to the Arizona Long**  
18 **Term Care Services (ALTCS) base budget (14-1416) for current and future program**  
19 **operations.**

20 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it hereby**  
21 **approves:**

22 **1. Inter-governmental Agreement (YH08-0016) Amendment No.1 revising selected**  
23 **language in the attached IGA:**

24 **Section A: General Provisions, III. Basic Rights and Obligations of the**  
25 **Administration**

26 **Section A: General Provisions, IV. Basic Rights and Obligations of the Tribal**  
27 **Contractor**

28 **Section B: Agreement Services, II. Administration Responsibilities**

29 **Section C: Financial Provisions, A. Funding**  
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**RESOLUTION NO. 10-032**

**(Approval of Amendment No. 1, Revising and Replacing Selected Language and Amendment No. 2, Increased Payment Rate of Intergovernmental Agreement (IGA-YH08-0016) between Arizona Long Term Care Systems (ALTCS) and the Tohono O'odham Nation, Fiscal Year 2010 October 1, 2009 - September 30, 2010)**

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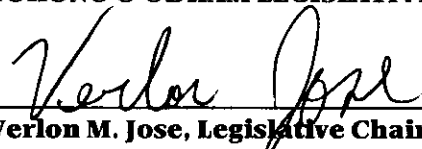
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2. Intergovernmental Agreement (YH08-0016) Amendment No. 2 as follows:
- Section C: Financial Provisions, I. Payments to Tribal Contractor for Case Management A. Funding The rate for this agreement period shall be \$169.23 per member, per month.
3. All future Arizona Long Term Care Services (ALTCS) Program client reimbursement funds received by the Division of Senior Services shall be applied to the Arizona Long Term Care Services (ALTCS) Program base budget (14-1416) for current and future program operations.

BE IT FINALLY RESOLVED that the Tohono O'odham Nation's officials to wit: the Chairman and any designated official are hereby authorized to negotiate and execute the grant, provided however, that any amendment affecting the funding or funding levels of this contract shall be submitted for further prior approval by this Council.

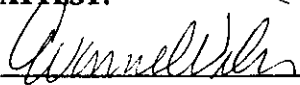
The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 08<sup>TH</sup> Day of FEBRUARY, 2010 at a meeting at which a quorum was present with a vote of 2,396.80 FOR; -0- AGAINST; -0- NOT VOTING; and 198.70[07] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1 d)(2)(3) & (f) 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

12 day of February, 2010

ATTEST:

  
Evonne Wilson, Legislative Secretary

12 day of February, 2010.

**RESOLUTION NO. 10-032**

**(Approval of Amendment No. 1, Revising and Replacing Selected Language and Amendment No. 2, Increased Payment Rate of Intergovernmental Agreement (IGA-YH08-0016) between Arizona Long Term Care Systems (ALTCs) and the Tohono O'odham Nation, Fiscal Year 2010 October 1, 2009 - September 30, 2010)**

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1 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham**  
2 **Nation on the 12 day of February, 2010 at 4:22 o'clock, P.M.,**  
3 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**  
4 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**  
5 **submittal.**

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7 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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11 **Verion M. Jose, Legislative Chairman**

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16  **APPROVED**

on the 12<sup>th</sup> day of February, 2010

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18  **DISAPPROVED**

at 4:52 o'clock, P.M.

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22 **NED NORRIS, JR., CHAIRMAN**  
23 **TOHONO O'ODHAM NATION**

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28 **Returned to the Legislative Secretary on the 12 day of**

29 February, 2010, at 4:53 o'clock, P.M.

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33 **Evonne Wilson, Legislative Secretary**

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**ACTION:** APPROVAL OF AMENDMENT NO. 1, REVISING AND REPLACING SELECTED LANGUAGE AND AMENDMENT NO. 2, INCREASED PAYMENT RATE OF INTERGOVERNMENTAL AGREEMENT (IGA-YH08-0016) BETWEEN ARIZONA LONG TERM CARE SYSTEMS (ALTCs) AND THE TOHONO O'ODHAM NATION, FISCAL YEAR 2010 OCTOBER 1, 2009 - SEPTEMBER 30, 2010

**MOVED:** COUNCILMAN TIMOTHY JOAQUIN

**SECOND:** COUNCILWOMAN EVELYN JUAN MANUEL

**DATE:** FEBRUARY 08, 2010

| DISTRICT                    | LEGISLATIVE REPRESENTATIVES   | # OF VOTES      | FOR             | AGAINST    | NOT VOTING | ABSENT                |
|-----------------------------|---|-----------------|-----------------|------------|------------|-----------------------|
| <b>SIF Oidak</b><br>198.7   | 1. WAVALENE ROMERO<br>(Nicholas Jose)   | 99.35           |                 |            |            | X                     |
|                             | 2. MARY LOPEZ<br>( )  | 99.35           |                 |            |            | X                     |
| <b>SELLS</b><br>449.6       | 1. KIMBERLY LISTO<br>( )  | 224.80          | X               |            |            |                       |
|                             | 2. EVELYN B. JUAN MANUEL<br>( )   | 224.80          | X               |            |            |                       |
| <b>SCHUK TOAK</b><br>159.0  | 1. FRANCES B. CONDE<br>(Fredrick Jose)  | 79.50           | X               |            |            |                       |
|                             | 2. LINDA PARLEY<br>(Agnes Joaquin)  | 79.50           | X               |            |            |                       |
| <b>SAN XAVIER</b><br>204.7  | 1. FELICIA NUÑEZ<br>( )   | 102.35          | X               |            |            |                       |
|                             | 2. OLIVIA VILLEGAS-LISTON ( <i>Absent</i> )<br>(Eugene Enis) ( <i>Present</i> ) | 102.35          | X               |            |            |                       |
| <b>SAN LUCY</b><br>187.1    | 1. LORRAINE EILER<br>( )  | 93.55           | X               |            |            |                       |
|                             | 2. GLORIA RAMIREZ<br>( )  | 93.55           | X               |            |            |                       |
| <b>PISINEMO</b><br>184.5    | 1. CHESTER ANTONE<br>(Tony Murrietta)   | 92.25           | X               |            |            |                       |
|                             | 2. EDWARD MANUEL<br>(Gerald Fayuant)  | 92.25           | X               |            |            | X                     |
| <b>HICKIWAN</b><br>174.5    | 1. MICHELLE ORTEGA<br>( )   | 87.25           | X               |            |            |                       |
|                             | 2. SANDRA ORTEGA<br>( )   | 87.25           | X               |            |            | X                     |
| <b>GU VO</b><br>206.3       | 1. GRACE MANUEL<br>( )  | 103.15          | X               |            |            |                       |
|                             | 2. PAMELA ANGHILL<br>(Angela Ortiz)   | 103.15          | X               |            |            | X                     |
| <b>GU ACHI</b><br>230.1     | 1. TIMOTHY L. JOAQUIN<br>( )  | 115.05          | X               |            |            |                       |
|                             | 2. CYNTHIA E. MANUEL<br>( )   | 115.05          | X               |            |            | X                     |
| <b>CHUKUT KUK</b><br>277.0  | 1. ETHEL GARCIA<br>(Sara Mae Williams)  | 138.50          | X               |            |            |                       |
|                             | 2. VERLON M. JOSE<br>( )  | 138.50          | X               |            |            | X                     |
| <b>BABOQUIVARI</b><br>324.0 | 1. FRANCES MIGUEL<br>(Roberta Harvey)   | 162.0           | X               |            |            |                       |
|                             | 2. FRANCES G. ANTONE ( <i>Absent</i> )<br>(Vernon Smith) ( <i>Present</i> )     | 162.0           | X               |            |            |                       |
| <b>TOTAL</b>                |   | <b>2,595.50</b> | <b>2,396.80</b> | <b>-0-</b> | <b>-0-</b> | <b>198.70</b><br>[07] |