

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving and Appropriating \$32,833.34 for Fiscal Year 2010 for the Public Safety
Personnel Retirement System Local Board's Budget)

RESOLUTION NO. 10-084

1 **WHEREAS, the Public Safety Personnel Retirement System ("PSPRS") was created by the State of**
2 **Arizona to provide a uniform, consistent and equitable statewide retirement program**
3 **for public safety personnel who are regularly assigned hazardous duty in the employ**
4 **of the State of Arizona; and**

5 **WHEREAS, eligible groups of public safety personnel participate in the system pursuant to an**
6 **election by their employer for such coverage under an appropriate joinder agreement;**
7 **and**

8 **WHEREAS, the Tohono O'odham Legislative Council approved Resolution No. 06-084, "Approving**
9 **the Tohono O'odham Nation's Joinder in the Arizona Public Safety Personnel**
10 **Retirement System"; and**

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

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

18 **WHEREAS, Arizona Revised Statutes ("ARS") § 38-847(A) provides that the administration of the**
19 **PSPRS and responsibility for making provisions of the PSPRS effective for each**
20 **employer is vested in a local board and further that each Indian reservation police**
21 **agency and each Indian reservation fire fighting agency shall have a local board; and**

22 **WHEREAS, in Resolution No. 06-084, the Legislative Council approved the formation of a Police**
23 **Department Local Board and a Fire Department Local Board for the Tohono O'odham**
24 **Nation in accordance with ARS § 38-847(A)(1); and**

25 **WHEREAS, ARS § 38-847(N) provides in part that the fees of the medical board and of the local**
26 **board's independent legal counsel and all other expenses of the local board necessary**
27 **for the administration of the system shall be paid by the employer at such rates and**
28 **in such amounts as the local board shall approve; and**

29 **WHEREAS, the Police and Fire Local Boards approved the attached budget, which is incorporated**
30 **by this reference, at its meeting on October 28, 2009.**

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1 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council:**

- 2 **1. Accepts and approves the prorated amount of \$32,833.34 for Fiscal Year 2010 for**
3 **the Public Safety Personnel Retirement System Local Board's budget in the form**
4 **attached hereto and appropriates from the Nation's General Fund Surplus to fund**
5 **this budget.**
- 6 **2. Authorizes the Public Safety Personnel Retirement System Local Board's Annual**
7 **Budget amount of \$42,000.00 as a recurring budget.**
- 8 **3. The Local Boards are authorized to expend the funds in accordance with the**
9 **attached budget.**

10 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 09TH Day**
11 **of MARCH, 2010 at a meeting at which a quorum was present with a vote of 2,318.50 FOR; -0-**
12 **AGAINST; 277.0 [05] NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council**
13 **by Article VI, Section 1 (d)(3) of the Constitution of the Tohono O'odham Nation, adopted by the**
14 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
15 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
16 **18, 1934 (48 Stat. 984).**

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18 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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22 **Verlon M. Jose, Legislative Chairman**

23
24 19 day of March, 2010

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26 **ATTEST:**

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29 **Evonne Wilson, Legislative Secretary**

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31 16 day of March, 2010.

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33 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham**
34 **Nation on the 19 day of March, 2010 at 4:43 o'clock, P.M.,**
35 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
36 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
37 **submittal.**

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39 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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42 **Verlon M. Jose, Legislative Chairman**

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APPROVED

on the 23 day of March, 2010

DISAPPROVED

at 3:50 o'clock, P.M.



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

Returned to the Legislative Secretary on the 23 day of

March, 2010, at 4:44 o'clock, P.M.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING AND APPROPRIATING \$32,833.34 FOR FISCAL YEAR 2010 FOR THE PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM LOCAL BOARD'S BUDGET

MOVED: COUNCILWOMAN EVELYN JUAN MANUEL

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: MARCH 09, 2010

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF ODAK 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			
	2. MARY LOPEZ ()	99.35	X			
SELLS 449.6	1. KIMBERLY LISTO ()	224.80	X			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		X	
SAN LUCY 187.1	1. LORRAINE EILER ()	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		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			
	2. PAMELA ANGHILL (<i>Absent</i>) (Angela Ortiz) (<i>Present</i>)	103.15	X			
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN ()	115.05	X		X	
	2. CYNTHIA E. MANUEL ()	115.05	X			
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50			X	X
	2. VERLON M. JOSE ()	138.50			X	
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE (<i>Absent</i>) (Vernon Smith) (<i>Present</i>)	162.0	X			X
TOTAL		2,595.50	2,318.50	-0-	277.0 [05]	[04]