

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the FY 2011 Department of Health and Human Services Title IV-B,
Subparts 1 & 2 Budgets for Division of Child Welfare; and Approving the 10%
Indirect Cost Rate for Title IV-B Budgets)

RESOLUTION NO. 10-323

1 **WHEREAS, the Tohono O'odham Nation has historically contracted certain functions from the**
2 **Department of Health and Human Services; and**

3 **WHEREAS, the Tohono O'odham Nation has operated and wishes to continue operating a Division**
4 **of Child Welfare Services to intervene against child abuse and neglect and to promote**
5 **safe and stable families; and**

6 **WHEREAS, the Title IV -B, Subparts 1 & 2 grants require a 25% match, which the Nation matches**
7 **through the P.L. 93-638 master contract, specifically the BIA Social Services budget for**
8 **child welfare services and the BIA ICWA budget for Family Preservation Program, as**
9 **authorized by both P.L. 93- 638 and the Department of Health and Human Services;**
10 **and**

11 **WHEREAS, these Title IV -B, Subparts 1 & 2 Budgets are authorized for only a two-year**
12 **expenditure period, beginning October 1, 2010 and ending September 30, 2012; and**

13 **WHEREAS, the Department of Health and Human Services has provided estimated allocation**
14 **amounts for these budgets as:**

15 **1. \$123,079.00 for Title IV-B, Subpart 1 Budget, Acct. 11-xxxx.**

16 **2. \$248,532.00 for Title IV-B, Subpart 2 Budget, Acct. 11-xxxx; and**

17 **WHEREAS, the U.S. Department of Health and Human Services, Administration for Children and**
18 **Families (ACF), has notified the Department that the Child and Family Services**
19 **Improvement Act of 2006 (Public Law 109-288) restricts indirect costs to 10% starting**
20 **October 1, 2007 for these Title IV-B budgets, and the Department requests approval**
21 **to submit these budgets with the following restricted 10% amount for indirect costs**
22 **as:**

23 **1. \$10,279.91 Indirect Costs for Title IV-B, Subpart 1 Budget, 11-xxxx.**

24 **2. \$19,231.07 Indirect Costs for Title IV-B, Subpart 2 Budget, 11-xxxx; and**

25 **WHEREAS, the Executive Branch developed and obtained committee approval of the budgets**
26 **attached and incorporated by this reference, to be effective October 1, 2010 through**
27 **September 30, 2011 and requests authorizing to expend funds over the fiscal year of**
28 **FY 2011.**

29 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby**
30 **approve and authorize the Executive Branch to expend funds for the budgets attached,**
31 **effective October 1, 2010 through September 30, 2011, inclusive of budget**

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1 modifications throughout this period, in the following amounts:

2 1. FY11 Title IV-B, Subpart 1 Budget, Acct. 11-xxxx = \$123,079.00.

3 2. FY11 Title IV-B, Subpart 2 Budget, Acct. 11-xxxx = \$248,532.00.

4 **BE IT FURTHER RESOLVED** that the Tohono O'odham Legislative Council is authorizing the
5 Executive Branch to restrict the Indirect Cost to 10% in Title IV-B budgets as required
6 by the Child and Family Services Improvement Act of 2006 (Public Law 109-288) in the
7 following amounts:

8 1. \$10,279.91 Indirect Cost for Title IV-B, Subpart 1 Budget, 11-xxxx.

9 2. \$19,231.07 Indirect Cost for Title IV-B, Subpart 2 Budget, 11-xxxx.

10 **BE IT FINALLY RESOLVED** that the Tohono O'odham Legislative Council hereby authorizes the
11 Chairman and any designated official to expend and administer the budget as
12 attached, provided that any budget amendments affecting the funds or funding levels
13 shall be submitted for further prior approval by the Tohono O'odham Legislative
14 Council.

15 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 30TH Day
16 of JULY, 2010 at a meeting at which a quorum was present with a vote of 2,595.50 FOR; -0- AGAINST;
17 -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Article VI,
18 Section 1 (d)(2) and (3) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono
19 O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -
20 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48
21 Stat. 984).

22 TOHONO O'ODHAM LEGISLATIVE COUNCIL

23
24 
25
26 Verlon M. Jose, Legislative Chairman

27
28 4 day of August, 2010

31 ATTEST:

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33
34 Evonne Wilson, Legislative Secretary

35
36 3 day of August, 2010.

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38 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham
39 Nation on the 4 day of August, 2010 at 2:45 o'clock, P. M.,
40 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
41 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
42 submittal.

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TOHONO O'ODHAM LEGISLATIVE COUNCIL


Verlon M. Jose, Legislative Chairman

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APPROVED

on the 05 day of August, 2010

DISAPPROVED

at 1:15 o'clock, P.M.


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

Returned to the Legislative Secretary on the 5 day of

August, 2010, at 2:19 o'clock, P.M.


Evonne Wilson, Legislative Secretary

ACTION: APPROVING THE FY 2011 DEPARTMENT OF HEALTH AND HUMAN SERVICES TITLE IV-B, SUBPARTS 1 & 2 BUDGETS FOR DIVISION OF CHILD WELFARE; AND APPROVING THE 10% INDIRECT COST RATE FOR TITLE IV-B BUDGETS

Moved: COUNCILWOMAN OLIVIA VILLEGAS-LISTON

SECOND: COUNCILMAN TONY MURRIETTA

DATE: JULY 30, 2010

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			X
	2. MARY LOPEZ ()	99.35	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 ()	93.55	X			
	2. GLORIA RAMIREZ ()	93.55	X			
PISINEMO 184.5	1. CHESTER ANTONE <i>(Absent)</i> (Tony Murrietta) <i>(Present)</i>	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			
	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 <i>(Absent)</i> (Vernon Smith) <i>(Present)</i>	162.0	X			X
TOTAL		2,595.50	2,595.50	-0-	-0-	[04]