

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving the Tohono O'odham Employment Rights Commission TERO Fee**  
**Budget for FY 2010-44-1071)**

**RESOLUTION NO. 10-332**

1 **WHEREAS, the Tohono O'odham Nation adopted the Employment Rights Ordinance in Ordinance**  
2 **No. 01-85. This Ordinance established the Tribal Employment Rights Commission,**  
3 **which was charged with carrying out the terms of the Ordinance. The Tribal**  
4 **Employment Rights Commission is assisted by the Tribal Employment Rights Office,**  
5 **which has operated since 1978; and**

6 **WHEREAS, the mission of the Tribal Employment Rights office is to increase employment of**  
7 **Indians on and near the Tohono O'odham Nation by enforcing Indian Preference in**  
8 **employment , training, contracting, subcontracting and eradicate employment**  
9 **discrimination within the exterior boundaries of the Tohono O'odham Nation; and**

10 **WHEREAS, the Employment Rights Ordinance provides, at Section 11 for the collection of**  
11 **employment rights fees from all covered employers operating within the exterior**  
12 **boundaries of the Nation; and**

13 **WHEREAS, the purpose of the fees is to raise revenue for the operation of the Tribal Employment**  
14 **Rights Commission; and**

15 **WHEREAS, in accordance with Section 11(C) of the Ordinance, the fees collected shall be expended**  
16 **by the Employment Rights Commission pursuant to budgets duly approved by the**  
17 **Legislative Council to carry out the purposes of the Ordinance, including training**  
18 **programs for workers and business persons; and**

19 **WHEREAS, the employment rights fee collected during Year 2009 was \$470,808.04; and**

20 **WHEREAS, the Tribal Employment Rights Commission submits FY 2010 budget in the amount of**  
21 **\$200,000.00 from the employment rights fees collected in fiscal year 2009.**

22 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it hereby**  
23 **approves the Employment Rights Commission FY 2010 Budget in the amount of**  
24 **\$200,000.00 for a grand total of \$200,000.00 attached hereto.**

25 **BE IT FURTHER RESOLVED that this budget shall be retroactive to October 1, 2009 through**  
26 **September 30, 2010.**

27 **BE IT FURTHER RESOLVED that the remaining balance shall be carried over to the next fiscal year**  
28 **of 2011.**

29 **BE IT FINALLY RESOLVED that the Tohono O'odham Nation Legislative Council hereby authorize**  
30 **the Tribal Employment Rights Commission and any designated official to expend and**  
31 **administer the budget as attached, provided that any amendments affecting funds or**  
32 **funding level shall be submitted for further prior approval by the Tohono O'odham**  
33 **Legislative Council.**

34

RESOLUTION NO. 10-332

(Approving the Tohono O'odham Employment Rights Commission TERO Fee Budget for FY 2010-44-1071)

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 02<sup>ND</sup> Day of AUGUST, 2010 at a meeting at which a quorum was present with a vote of 1,812.40 FOR; 608.60 AGAINST; 174.50[03] NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1 (d)(2)&(3) 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 Muniz Jr.  
Verlon M. Jose, Legislative Chairman

16<sup>th</sup> day of August, 2010

ATTEST:

Evonne Wilson  
Evonne Wilson, Legislative Secretary

13 day of August, 2010.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 16<sup>th</sup> day of August, 2010 at 3:31 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 Muniz Jr.  
Verlon M. Jose, Legislative Chairman

APPROVED

on the 16 day of August, 2010

DISAPPROVED

at 4:48 o'clock, P.M.

Ned Norris, Jr.  
NED NORRIS, JR., CHAIRMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 16 day of

August, 2010, at 4:51 o'clock, P.M.

Evonne Wilson  
Evonne Wilson, Legislative Secretary

ACTION: APPROVING THE TOHONO O'ODHAM EMPLOYMENT RIGHTS COMMISSION TERO FEE BUDGET FOR FY 2010-44-1071

MOVED: COUNCILMAN TIMOTHY JOAQUIN

SECOND: COUNCILWOMAN ETHEL GARCIA

DATE: AUGUST 02, 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	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			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 (Tony Murrietta)	92.25	X			
	2. EDWARD MANUEL (Gerald Fayuant)	92.25	X			
HICKIWAN 174.5	1. MICHELLE ORTEGA ( )	87.25			X	X
	2. SANDRA ORTEGA ( )	87.25			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			
	2. CYNTHIA E. MANUEL ( )	115.05	X			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			
<b>TOTAL</b>		<b>2,595.50</b>	<b>1,812.40</b>	<b>608.60</b>	<b>174.50</b>	<b>[04]</b>