

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Intergovernmental Agreement with the Arizona Department of
Health Services for Emergency Preparedness and Response)

RESOLUTION NO. 10-478

1 **WHEREAS, the Arizona Department of Health and Human Services is responsible for distributing**
2 **federal funds to Indian tribes in Arizona for public health preparedness and**
3 **response; and**

4 **WHEREAS, federal funds are appropriated by the Centers for Disease Control and Prevention**
5 **(the "CDC") to the State of Arizona for allocation to the tribes in Arizona through an**
6 **Intergovernmental Agreement with the Arizona Department of Health Services; and**

7 **WHEREAS, the funds appropriated by the CDC may vary in amounts and for which funds**
8 **allocated by the state to the tribes may in turn vary, the Intergovernmental**
9 **Agreement is for a period of 5 (five) years from September 1, 2010 to August 31, 2015;**
10 **and**

11 **WHEREAS, the Tohono O'odham Nation has negotiated provisions in the special terms and**
12 **conditions of the Intergovernmental Agreement which preserves the Nation's**
13 **sovereign immunity from suit and restricts the application of state law on the**
14 **Nation's government; and**

15 **WHEREAS, this Intergovernmental Agreement shall be a fixed-price contract; and**

16 **WHEREAS, this Intergovernmental Agreement has been reviewed by the Health and Human**
17 **Services Committee and the Domestic Affairs Committee and both recommend**
18 **approval by the Legislative Council.**

19 **NOW, THEREFORE, BE IT RESOLVED that (1) The Tohono O'odham Legislative Council approves the**
20 **Intergovernmental Agreement (IGA) with the Arizona Department of Health and**
21 **Human Services, Contract No. HG058245 on Emergency Preparedness and Response**
22 **for a period of 5 (five) years from September 1, 2010 to August 31, 2015 and (2) This**
23 **Intergovernmental Agreement shall be a fixed price contract.**

24 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council hereby authorizes the**
25 **Chairman, and any designated official to negotiate and execute this IGA, provided**
26 **however, that any amendments affecting the IGA shall be submitted for further prior**
27 **approval by the Tohono O'odham Nation Legislative Council.**

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1 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06TH Day
2 of DECEMBER, 2010 at a meeting at which a quorum was present with a vote of 2,595.50 FOR; -0-
3 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Article
4 VI, Section 1 (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).

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9 TOHONO O'ODHAM LEGISLATIVE COUNCIL

10
11 Felicia Munez for
12
13 Verlon M. Jose, Legislative Chairman

14
15 7th day of December, 2010

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18 ATTEST:

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20 Evonne Wilson
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22 Evonne Wilson, Legislative Secretary

23
24 7 day of December, 2010.

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26 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham
27 Nation on the 7th day of December, 2010 at 12:15 o'clock, P.M.,
28 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
29 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
30 submittal.

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32 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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34 Felicia Munez for
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36 Verlon M. Jose, Legislative Chairman

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40 APPROVED

on the 7th day of December, 2010

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42 DISAPPROVED

at 3:00 o'clock, P.M.

43
44
45 Ned Norris, Jr.
46 NED NORRIS, JR., CHAIRMAN
47 TOHONO O'ODHAM NATION
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**(Approving the Intergovernmental Agreement with the Arizona Department of Health Services for
Emergency Preparedness and Response)**

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Returned to the Legislative Secretary on the 7 day of

December, 2010, at 3:05 o'clock, p.M.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING THE INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF HEALTH SERVICES FOR EMERGENCY PREPAREDNESS AND RESPONSE

Moved: COUNCILWOMAN SANDRA ORTEGA

SECOND: COUNCILWOMAN CYNTHIA MANUEL

DATE: DECEMBER 06, 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 MULL ()	224.80	X			
	2. EVELYN B. JUAN MANUEL ()	224.80	X			
SCHUK TOAK 159.0	1. FRANCES B. CONDE <i>(Absent)</i> (Fredrick Jose) <i>(Present)</i>	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 (Tony Murrietta)	92.25	X			X
	2. EDWARD MANUEL (Gerald Fayuant)	92.25	X			
HICKIWAN 174.5	1. MICHELLE ORTEGA ()	87.25	X			
	2. SANDRA ORTEGA ()	87.25	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 (Louis J. Johnson)	115.05	X			
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50	X			
	2. VERLON M. JOSE ()	138.50	X			
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE (Vernon Smith)	162.0	X			
TOTAL		2,595.50	2,595.50	-0-	-0-	[02]