

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Approving FY 2016 Special Services Program Individuals with Disabilities  
Education Act Part B Budget Amendment No. 1)**

**RESOLUTION NO. 16-205**

1 **WHEREAS, the Tohono O'odham Legislative Council is authorized "to manage any funds**  
2 **within the exclusive control of the Tohono O'odham Nation . . . and to appropriate**  
3 **these funds for the benefit of the nation and its members" provided that "[a]ll**  
4 **expenditures of these funds shall be pursuant to appropriations or budgets"**  
5 **authorized by resolution or ordinance (Constitution of the Tohono O'odham**  
6 **Nation, Article VI, Section 1(d)(2)); and**

7 **WHEREAS, the FY 2016 Special Services Program Individuals with Disabilities Education Act**  
8 **("IDEA") Part B Budget in the amount of \$367,543.89 was approved by Resolution**  
9 **No. 15-167; and**

10 **WHEREAS, the Nation's Grants and Contracts Office has identified FY 2015 carry forward**  
11 **savings in the amount of \$398,019.86 for the Special Services IDEA Part B Budget,**  
12 **of which \$318,123.65 shall be used in FY 2016 and \$79,896.21 shall be used in FY**  
13 **2017; and**

14 **WHEREAS, the Special Services Program has prepared and submitted for review and**  
15 **approval its FY 2016 IDEA Part B Budget Amendment No. 1 which is incorporated**  
16 **by this reference and which (1) adds a total of \$318,123.65 in carry over funds**  
17 **which will add \$7,648.65 to the Indirect Cost Charges; (2) creates line items 6500**  
18 **Training Fees and Registration, 6510 Lodging, 6520 Per Diem, 6530**  
19 **Transportation, 6600 Employee Tuition Aid and 7500 Capital Equipment; (3)**  
20 **increases Operational Expense line items; and**

21 **WHEREAS, the FY 2016 Special Services Program IDEA Part B Budget Amendment No. 1 will**  
22 **increase the FY 2016 Special Services Program IDEA Part B Budget direct cost by**  
23 **\$318,123.65 from \$367,543.89 to \$685,667.54; and**

24 **WHEREAS, the Human Resources Development and the Budget and Finance Committees**  
25 **have reviewed the FY 2016 Special Services Program IDEA Part B Budget**  
26 **Amendment No. 1 and recommend its approval.**

27 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**  
28 **FY 2016 Special Services Program IDEA Part B Budget Amendment No. 1 which**  
29 **includes a \$318,123.65 increase from \$367,543.89 to \$685,667.54 that shall be**  
30 **funded by carry over savings from BIA grant funds**

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**(Approving FY 2016 Special Services Program Individuals with Disabilities Education Act Part B Budget Amendment No. 1)**


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1 **BE IT FURTHER RESOLVED** that the remaining carry over amount from FY 2015 of \$79,896.21  
2 shall be utilized in FY 2017.

3 **BE IT FINALLY RESOLVED** by the Tohono O'odham Legislative Council that the Tohono O'odham  
4 Nation chairperson or any designated official is authorized to administer and  
5 expend the FY 2016 Special Services Program IDEA Part B Budget as amended,  
6 provided however, that any amendments or modifications shall be submitted for  
7 further prior approval by the Tohono O'odham Legislative Council.

8 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 18<sup>TH</sup>  
9 day of MAY, 2016 at a meeting at which a quorum was present with a vote of 3,021.4 FOR; -0-  
10 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by  
11 Article VI, Sections 1(d)(2) and (3) of the Constitution of the Tohono O'odham Nation, adopted by  
12 the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant  
13 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June  
14 18, 1934 (48 Stat.984).

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16 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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20 Timothy Joaquin, Legislative Chairman  
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22 19 day of May, 2016  
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26 ATTEST:

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29 Evonne Wilson, Legislative Secretary

30 19 day of May, 2016  
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33 Said Resolution was submitted for approval to the office of the Chairman of the Tohono  
34 O'odham Nation on the 19 day of May, 2016 at 2:29 o'clock, P .m.,  
35 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become  
36 effective upon his approval or upon his failure to either approve or disapprove it within 48  
37 hours of submittal.

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39 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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43 Timothy Joaquin, Legislative Chairman  
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**(Approving FY 2016 Special Services Program Individuals with Disabilities Education Act Part B Budget Amendment No. 1)**

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**APPROVED**

on the 19 day of May, 2016

**DISAPPROVED**

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

  
EDWARD D. MANUEL, CHAIRMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 19 day of

May, 2016, at 5:19 o'clock, P.m.

  
Evonne Wilson, Legislative Secretary

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**ACTION: APPROVING FY 2016 SPECIAL SERVICES PROGRAM INDIVIDUALS WITH DISABILITIES EDUCATION ACT PART B BUDGET AMENDMENT NO. 1**

**Moved: COUNCILWOMAN SANDRA ORTEGA**

**SECOND: COUNCILMAN BILLMAN LOPEZ**

**DATE: MAY 18, 2016**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 367.2	1. FRANCES MIGUEL ( <i>Absent</i> ) (Roberta E. Harvey) ( <i>Present</i> )	183.60	X			
	2. VERNON J. SMITH (Gloria Zazueta)	183.60	X			
CHUKUT KUK 332.1	1. ETHEL GARCIA (Marlakay K. Henry)	166.05	X			
	2. BILLMAN LOPEZ (Patricia Vicenti)	166.05	X			
GUACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X			
	2. LORETTA LEWIS ( )	132.50	X			X
GUVO 250.6	1. GRACE MANUEL ( <i>Absent</i> ) (Dallas Lewis) ( <i>Present</i> )	125.3	X			
	2. PAMELA ANGHILL ( <i>Absent</i> ) (Jeffery Antone, Sr.) ( <i>Present</i> )	125.3	X			X
HICKIWAN 205.8	1. LOUIS R. LOPEZ (Shirley Molina)	102.90	X			
	2. SANDRA ORTEGA ( )	102.90	X			
PISINEMO 219.9	1. CHESTER ANTONE ( )	109.95	X			
	2. MONICA K. MORGAN ( )	109.95	X			
SAN LUCY 226.5	1. DIANA MANUEL ( )	113.25	X			
	2. JANA MONTANA (Gloria Ramirez)	113.25	X			
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III ( )	114.3	X			
	2. RACHEAL VILSON-STONER (Olivia Villegas- Liston)	114.3	X			
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. ( )	90.3	X			
	2. QUINTIN C. LOPEZ (John Fendenheim)	90.3	X			
SELLS 513.5	1. ARTHUR WILSON (Beverly Rivas)	256.75	X			
	2. BARBARA HAVIER ( )	256.75	X			
SIF Oidak 231.6	1. LUCINDA ALLEN (Nicholas Jose)	115.80	X			
	2. MARY LOPEZ ( )	115.80	X			
<b>TOTAL</b>		<b>3,021.4</b>	<b>3,021.4</b>	<b>-0-</b>	<b>-0-</b>	<b>[02]</b>