

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Funding Agreement for Older Americans Act, Title III Funding
and the FY 2016 Notification or Grant Award)**

RESOLUTION NO. 16-230

1 **WHEREAS, the Tohono O'odham Legislative Council is vested with the power to "consult,**
2 **negotiate and conclude agreements and contracts on behalf of the Tohono**
3 **O'odham Nation with Federal, State and local governments . . . on all matters**
4 **within the authority of the Tohono O'odham Council" and to "manage any funds**
5 **within the exclusive control of the Tohono O'odham Nation . . . and to**
6 **appropriate these funds for the benefit of the nation and its members"**
7 **(Constitution of the Tohono O'odham Nation, Article VI, Section 1(f) and 1(d)(2);**
8 **and**

9 **WHEREAS, the Tohono O'odham Nation has successfully operated the Department of Health**
10 **and Human Services, Division of Senior Services, which provides services for the**
11 **Nation's elders; and**

12 **WHEREAS, funding for the Division of Senior Services' operation is made possible, in part**
13 **by Title III of the Older Americans Act, which provides for funds that are**
14 **administered through the Inter-Tribal Council of Arizona, Inc. ("ITCA"); and**

15 **WHEREAS, Title III funds are necessary for the program to continue to provide nutrition,**
16 **socialization, transportation, and home delivered meal services to eligible**
17 **elders and to continue to provide caregiver support services to caregivers of**
18 **elders and elders raising grandchildren; and**

19 **WHEREAS, the Nation's process for grant fund applications provides that "[i]f an Executive**
20 **Department's grant fund application is approved by its appropriate funding**
21 **authority, that Department must then seek review and approval by the**
22 **appropriate Committee(s) of the Tohono O'odham Legislative Council and the**
23 **Chairman of the Nation to receive and expend such grant funds." (Process for**
24 **Grant Fund Applications by the Executive Branch, approved by Resolution No.**
25 **99-059, amended by Resolution No. 16-149); and**

26 **WHEREAS, the ITCA's Area Agency on Aging, Region 8 was awarded a new five-year contract**
27 **by the Arizona Department of Economic Security, Division of Aging and Adult**
28 **Services and has extended to the Nation a five-year Funding Agreement for Older**
29 **Americans Act, Title III Funding and FY 2016 Notification of Grant Award, which**
30 **is contingent on State funding to the Nation; and**

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1 **WHEREAS, the Division of Senior Services budget has been identified as the contributing**
2 **source to meet Title III's fund matching requirements by providing in-kind**
3 **services; and**

4 **WHEREAS, the Funding Agreement for Older Americans Act, Title III Funding, effective July**
5 **1, 2015 to June 30, 2020, and FY 2016 Notification of Grant Award, effective July 1,**
6 **2015 to June 30, 2016, which are both incorporated by this reference, requires**
7 **approval by the Tohono O'odham Nation; and**

8 **WHEREAS, the Health and Human Services and the Budget and Finance Committees have**
9 **reviewed the Funding Agreement for Older Americans Act, Title III Funding and**
10 **the FY 2016 Notification of Grant Award and recommend approval.**

11 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
12 **Funding Agreement for Older Americans Act, Title III Funding, effective July 1,**
13 **2015 to June 30, 2020, and the FY 2016 Notification of Grant Award, effective July**
14 **1, 2015 to June 30, 2016.**

15 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Tohono**
16 **O'odham Nation chairperson or any designated official is authorized and**
17 **directed to execute the Funding Agreement for Older Americans Act, Title III**
18 **Funding and the FY 2016 Notification of Grant Award, provided that any**
19 **amendments or modifications shall be submitted for prior approval by the**
20 **Tohono O'odham Legislative Council**

21 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 07TH**
22 **day of JUNE, 2016 at a meeting at which a quorum was present with a vote of 2,801.5 FOR; -0-**
23 **AGAINST; -0- NOT VOTING; and 219.9 [05] ABSENT, pursuant to the powers vested in the Council**
24 **by Article VI, Section 1(d)(2) and Section 1(f) of the Constitution of the Tohono O'odham Nation,**
25 **adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting**
26 **Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section**
27 **16 of the Act of June 18, 1934 (48 Stat.984).**

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30 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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34 **Timothy Joaquin, Legislative Chairman**

35 8TH day of JUNE, 2016
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ATTEST:



Evonne Wilson, Legislative Secretary

8 day of June, 2016

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 9 day of June, 2016 at 9:58 o'clock, A .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




Timothy Joaquin, Legislative Chairman

APPROVED

on the 9 day of June, 2016

DISAPPROVED

at 10:02 o'clock, A .m.



EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 9 day of

June, 2016, at 10:33 o'clock, A .m.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING THE FUNDING AGREEMENT FOR OLDER AMERICANS ACT, TITLE III FUNDING AND THE FY 2016 NOTIFICATION OF GRANT AWARD

MOVED: COUNCILMAN ARTHUR WILSON

SECOND: COUNCILMAN ANTHONY J. FRANCISCO, JR.

DATE: JUNE 07, 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 (<i>Absent</i>) (Marlakay K. Henry) (<i>Present</i>)	166.05	X			
	2. BILLMAN LOPEZ (<i>Absent</i>) (Patricia Vicenti) (<i>Present</i>)	166.05	X			
GU ACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X			
	2. LORETTA LEWIS ()	132.50	X			
GU VO 250.6	1. GRACE MANUEL (Dallas Lewis)	125.30	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	125.30	X			
HICKIWAN 205.8	1. LOUIS R. LOPEZ (Shirley Molina)	102.90	X			
	2. SANDRA ORTEGA ()	102.90	X			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 (<i>Absent</i>) (Olivia Villegas-Liston) (<i>Present</i>)	114.3	X			X
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. ()	90.3	X			
	2. QUINTIN C. LOPEZ (John Fendenhelm)	90.3	X			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			
TOTAL		3,021.4	2,801.5	-0-	-0-	219.9 [05]