

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Amending Resolution No. 16-113, "Approving and authorizing an appropriation and
allocating general fund surplus for FY 2016 San Xavier KWAK-LP Radio Project Budget")**

RESOLUTION NO. 16-478

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

7 **WHEREAS, the FY 2016 San Xavier KWAK-LP Radio Project budget in the amount of**
8 **\$603,817.97 was approved by Resolution No. 16-113; and**

9 **WHEREAS, the Federal Communications Commission has extended through September 10,**
10 **2017, the construction permit issued to the Tohono O'odham Nation on March**
11 **10, 2014; and**

12 **WHEREAS, the budget authority under Resolution No. 16-113 expires on September 30, 2016**
13 **at the end of fiscal year, making it necessary to extend such authority into fiscal**
14 **year 2017 to complete the San Xavier KWAK-LP Radio Project within the**
15 **construction permit period; and**

16 **WHEREAS, extending the budget authority for the San Xavier KWAK-LP Radio Project**
17 **budget will require the Accounting Department to carry forward unexpended**
18 **funds available under the fiscal year 2016 budget into fiscal year 2017 budget;**
19 **and**

20 **WHEREAS, the Cultural Preservation and the Budget and Finance Committees have**
21 **reviewed this resolution and recommend its approval.**

22 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council amends**
23 **Resolution No. 16-113, "Approving and authorizing an appropriation and**
24 **allocating general fund surplus for FY 2016 San Xavier KWAK-LP Radio Project**
25 **Budget" by extending the budget authority to FY 2017.**

26 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Tohono**
27 **O'odham Nation chairperson or any designated official is authorized to**
28 **administer and expend these funds for the period of October 1, 2016 through**
29 **September 30, 2017, and the Accounting Department is authorized to post the**
30 **unexpended balances of the appropriation as of September 30, 2016, as a carry**
31 **forward into fiscal year 2017 beginning October 1, 2016 provided however, that**
32 **any amendments or modifications shall be submitted for prior approval by the**
33 **Tohono O'odham Legislative Council.**

34
35

RESOLUTION NO. 16-478

(Amending Resolution No. 16-113, "Approving and authorizing an appropriation and allocating general fund surplus for FY 2016 San Xavier KWAK-LP Radio Project Budget")

Page 2 of 3

1 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 22ND
2 day of **SEPTEMBER, 2016** at a meeting at which a quorum was present with a vote of **2,801.5**
3 **FOR; -0- AGAINST; -0- NOT VOTING; and 219.9[10] ABSENT**, pursuant to the powers vested in the
4 Council by Article VI, Section 1(d)(2)and(3) of the Constitution of the Tohono O'odham Nation,
5 adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting
6 Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section
7 16 of the Act of June 18, 1934 (48 Stat.984).
8

9
10 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

11 
12
13 **Timothy Joaquin, Legislative Chairman**

14 27TH day of September, 2016
15
16
17
18

19 **ATTEST:**

20 
21
22 **Evonne Wilson, Legislative Secretary**

23 27 day of September, 2016
24
25

26 Said Resolution was submitted for approval to the office of the Chairman of the Tohono
27 O'odham Nation on the 27 day of September, 2016 at 3:30 o'clock, P.m.,
28 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
29 effective upon his approval or upon his failure to either approve or disapprove it within 48
30 hours of submittal.
31

32 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

33 
34
35 **Timothy Joaquin, Legislative Chairman**

36
37
38
39
40
41 **APPROVED**

on the 29 day of September, 2016

42
43 **DISAPPROVED**

at 8:40 o'clock, A.m.

44
45 
46
47 **EDWARD D. MANUEL, CHAIRMAN**
48 **TOHONO O'ODHAM NATION**
49
50
51
52
53

RESOLUTION NO. 16-478

(Amending Resolution No. 16-113, "Approving and authorizing an appropriation and allocating general fund surplus for FY 2016 San Xavier KWAK-LP Radio Project Budget")

Page 3 of 3

1 Returned to the Legislative Secretary on the 29 day of

2 September, 2016, at 9:01 o'clock, a.m.

3
4
5 

6
7 **Evonne Wilson, Legislative Secretary**

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53

ACTION: AMENDING RESOLUTION NO. 16-113, "APPROVING AND AUTHORIZING AN APPROPRIATION AND ALLOCATING GENERAL FUND SURPLUS FOR FY 2016 SAN XAVIER KWAK-LP RADIO PROJECT BUDGET"

MOVED: COUNCILWOMAN SANDRA ORTEGA

SECOND: COUNCILWOMAN OLIVIA VILLEGAS-LISTON

DATE: SEPTEMBER 22, 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 (<i>Absent</i>) (Gloria Zazueta) (<i>Present</i>)	183.60	X			
CHUKUT KUK 332.1	1. ETHEL GARCIA (Marlakay K. Henry)	166.05	X			
	2. BILLMAN LOPEZ (<i>Absent</i>) (Patricia Vicenti) (<i>Present</i>)	166.05	X			X
GU ACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X			
	2. LORETTA LEWIS ()	132.50	X			X
GU VO 250.6	1. GRACE MANUEL (Dallas Lewis)	125.30	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	125.30	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			X
	2. JANA MONTANA (Gloria Ramirez)	113.25	X			
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III ()	114.30	X			X
	2. RACHEAL VILSON-STONER(<i>Absent</i>) (Olivia Villegas-Liston)(<i>Present</i>)	114.30	X			
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. ()	90.30	X			X
	2. QUINTIN C. LOPEZ (John Fendenheim)	90.30	X			
SELLS 513.5	1. ARTHUR WILSON (<i>Absent</i>) (Beverly Rivas) (<i>Present</i>)	256.75	X			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			X
TOTAL		3,021.4	2,801.5	-0-	-0-	219.9 [10]