

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2021 Attorney Contract with the Law Firm of Dentons US LLP)

RESOLUTION NO. 20-362

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Legislative Council with
2 the power to "employ legal counsel for the protection and advancement of the
3 rights of the Tohono O'odham Nation" and to "consult, negotiate and conclude
4 agreements and contracts on behalf of the Tohono O'odham Nation with Federal,
5 State and local governments and other Indian tribes or their departments,
6 agencies, or political subdivisions, or with private persons or organizations on all
7 matters within the authority of the Tohono O'odham Council." (Constitution of
8 the Tohono O'odham Nation, Article VI, Section 2(a) and Section I(f)); and

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

15 **WHEREAS,** attorney contracts on behalf of the Nation require Legislative Council approval
16 (26 Tohono O'odham Code Chapter 1, Article 4); and

17 **WHEREAS,** the Office of Attorney General requires the legal services of the law firm of
18 Dentons US LLP to represent the Tohono O'odham Nation in gaming and related
19 matters; and

20 **WHEREAS,** the Office of Attorney General has prepared and submitted for review and
21 approval the FY 2021 Attorney Contract with the Law Firm of Dentons US LLP
22 ("Contract"), which is incorporated by this reference; and

23 **WHEREAS,** the Gaming Negotiating and Domestic Affairs Committees have reviewed and
24 recommend approval of the FY 2021 Attorney Contract with the Law Firm of
25 Dentons US LLP.

26 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council approves the
27 FY 2021 Attorney Contract with the Law Firm of Dentons US LLP for the time period
28 of October 1, 2020 to September 30, 2021, that shall be funded by the Tohono
29 O'odham Gaming Enterprise pursuant to 16 T.O.C. Chapter 2, Section 7(b)(6).

30 **BE IT FINALLY RESOLVED** that the Tohono O'odham Legislative Council authorizes and directs
31 the Nation's Chairperson to execute the Contract, provided that if the Legislative
32 Council fails to appropriate or authorize the expenditure of sufficient funds to
33 provide for payment under the Contract, the Contract shall terminate on the date
34 such funds are no longer available without any termination charges or other
35 liability to the Nation.

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 15TH day of OCTOBER, 2020 at a meeting at which a quorum was present with a vote of 3,175.7 FOR; -0- AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 2(a), 1(d)(2) and 1(f) 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

Timothy Joaquin

Timothy Joaquin, Legislative Chairman

16 day of October, 2020

ATTEST:

Evonne Wilson

Evonne Wilson, Legislative Secretary

16 day of October, 2020

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 19 day of October, 2020 at 10:50 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

Timothy Joaquin, Legislative Chairman

APPROVED

DISAPPROVED

on the 19 day of October, 2020

at 3:10 o'clock, p.m.

Ned Norris, Jr.

NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION


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Returned to the Legislative Secretary on the 19 day of
October, 2020, at 3:24 o'clock, P.m.


Evonne Wilson, Legislative Secretary

ACTION: APPROVING FY 2021 ATTORNEY CONTRACT WITH THE LAW FIRM OF DENTONS US LLP

MOVED: COUNCILWOMAN JANICE FELIX

SECOND: COUNCILWOMAN MARLAKAY HENRY

DATE: OCTOBER 15, 2020

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 384.8	1. LEANDER MASE (Francine Schooling)	192.40	X			
	2. ALBERTA J. RAY (Frances G. Antone)	192.40	X			
CHUKUT KUK 347.5	1. VIVIAN JUAN-SAUNDERS (Juanita Homer)	173.75	X			
	2. MARLAKAY HENRY (Billman Lopez)	173.75	X			
GU ACHI 279.3	1. VICTORIA HOBBS ()	139.65	X			
	2. TIMOTHY L. JOAQUIN (Louis L. Johnson)	139.65	X			
GU VO 264.5	1. DALLAS LEWIS (Nacho Flores)	132.25	X			
	2. GRACE MANUEL ()	132.25	X			
HICKIWAN 213.8	1. SANDRA D. ORTEGA ()	106.90	X			X
	2. LOUIS R. LOPEZ (Delma M. Garcia)	106.90	X			
PISINEMO 230.7	1. MONICA K. MORGAN ()	115.35	X			
	2. MARIETTA MARTIN ()	115.35	X			
SAN LUCY 235.6	1. GLORIA RAMIREZ ()	117.80	X			
	2. JANA MONTANA (Lorraine M. Eiler)	117.80	X			
SAN XAVIER 238.9	1. JANICE FELIX (Adam Andrews)	119.45	X			
	2. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	119.45	X			X
SCHUK TOAK 189.0	1. QUINTIN C. LOPEZ (Agnes V. Joaquin)	94.50	X			
	2. TERESA F. DONAHUE (Alberta Espinoza)	94.50	X			
SELLS 547.1	1. EVELYN JUAN MANUEL ()	273.55	X			
	2. ARTHUR WILSON ()	273.55	X			
SIF OIDAK 244.5	1. LUCINDA ALLEN (Yolonda Garcia)	122.25	X			
	2. MARY LOPEZ (Ann M. Garcia)	122.25	X			
TOTAL		3,175.7	3,175.7	-0-	-0-	[02]