

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2021 Professional Services Contract between the Tohono O'odham
Nation and Michael Brown, Esq.)

RESOLUTION NO. 20-390

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,**
8 **Article VI, Section 2(a) and Section 1(f)); and**

9 **WHEREAS, attorney contracts on behalf of the Nation require Legislative Council approval**
10 **(26 Tohono O'odham Code Chapter 1, Article 4); and**

11 **WHEREAS, the increasing needs of tribal members for legal representation in criminal and**
12 **juvenile offender matters has caused a need for attorneys to handle cases where**
13 **the Tohono O'odham Advocate Program is ethically conflicted out of the**
14 **representation; and**

15 **WHEREAS, the Tohono O'odham Advocate Program has prepared and submitted for review**
16 **and approval the FY 2021 Professional Services Contract between the Tohono**
17 **O'odham Nation and Michael Brown, Esq., to represent clients who cannot be**
18 **represented by the Nation's Advocate Program due to a conflict of interest; and**

19 **WHEREAS, the Domestic Affairs Committee has reviewed the FY 2021 Professional Services**
20 **Contract between the Tohono O'odham Nation and Michael Brown, Esq., and**
21 **recommends approval.**

22 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
23 **FY 2021 Professional Services Contract between the Tohono O'odham Nation and**
24 **Michael Brown, Esq., in substantially the form attached, for the period of October**
25 **1, 2020 to September 30, 2021.**

26 **BE IT FINALLY RESOLVED that the Tohono O'odham Nation Council authorizes and directs the**
27 **Nation's chairperson to execute the Professional Services Contract, provided that**
28 **any amendments to the Professional Services Contract shall be submitted for**
29 **prior approval by the Tohono O'odham Legislative Council.**

30 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 17TH**
31 **day of NOVEMBER, 2020 at a meeting at which a quorum was present with a vote of 3,175.7 FOR;**
32 **~~-0-~~ AGAINST; ~~-0-~~ NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by**
33 **Article VI, Section 2(a) and Section 1(f) of the Constitution of the Tohono O'odham Nation,**
34 **adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy**
35 **Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the**
36 **Act of June 18, 1934 (48 Stat.984).**

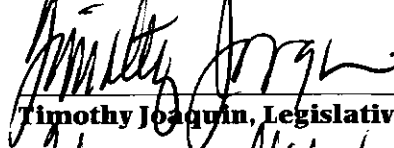
RESOLUTION NO. 20-390

(Approving FY 2021 Professional Services Contract between the Tohono O'odham Nation and Michael Brown, Esq.)

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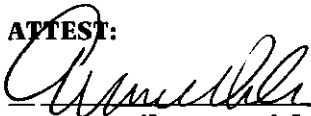
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman

20 day of November, 2020

ATTEST:



Evonne Wilson, Legislative Secretary

19 day of November, 2020

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 20 day of November, 2020 at 3:28 o'clock, p.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



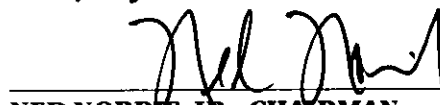
Timothy Joaquin, Legislative Chairman

APPROVED

on the 24 day of November, 2020

DISAPPROVED

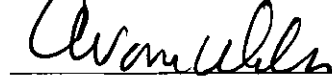
at 11:30 o'clock, a.m.



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

Returned to the Legislative Secretary on the 24 day of

November, 2020, at 1:16 o'clock, p.m.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING FY 2021 PROFESSIONAL SERVICES CONTRACT BETWEEN THE TOHONO O'ODHAM NATION AND MICHAEL BROWN, ESQ.

MOVED: COUNCILWOMAN MARLAKAY HERNY

SECOND: COUNCILWOMAN JANICE FELIX

DATE: NOVEMBER 17, 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			
GUACHI 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			X
HICKIWAN 213.8	1. SANDRA D. ORTEGA ()	106.90	X			X
	2. LOUIS R. LOPEZ (<i>Absent</i>) (Delma M. Garcia) (<i>Present</i>)	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			
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			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-	[03]