

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Overriding of Veto of Resolution No. 21-024, "Transferring Financial
Management Functions and Control of Funds of the Schuk Toak District
to the Tohono O'odham Nation")**

RESOLUTION NO. 21-027

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Tohono O'odham
2 Legislative Council with the power to "manage any funds within the exclusive
3 control of the Tohono O'odham Nation . . . and to appropriate these funds for the
4 benefit of the nation and its members. All expenditures of these funds shall be
5 pursuant to appropriations or budgets authorized under resolutions or in
6 accordance with ordinances of the Tohono O'odham Council." (Constitution,
7 Article VI, Section 1(d)(2)); and

8 **WHEREAS,** pursuant to Article IX, Section 7 of the Constitution of the Tohono O'odham
9 Nation,

10 No district council shall expend district funds except pursuant to budgets
11 authorized under resolutions of the district council and approved by the
12 Tohono O'odham Council. The management of these funds shall be only
13 by a treasurer or other authorized officer of the district council who has
14 furnished a surety bond satisfactory to the treasurer of the Tohono
15 O'odham Nation, and all expenditures of these funds shall be by checks
16 signed by such treasurer or other authorized officer and the chairman or
17 vice chairman of the district council.

18 ; and

19 **WHEREAS,** on January 11, 2021, the Legislative Council passed Resolution No. 21-024,
20 "Transferring Financial Management Functions and Control of Funds of the
21 Schuk Toak District to the Tohono O'odham Nation"; and

22 **WHEREAS,** pursuant to Article VII, Section 5 of the Nation's Constitution,
23 Every law, ordinance, resolution or separate appropriation item passed by the
24 Tohono O'odham Council shall be presented to the chairman for his approval
25 before it becomes effective. If he approves, he shall sign it. But if he disapproves,
26 he shall return it to the Tohono O'odham Council within forty-eight (48) hours,
27 with his objections. If after consideration, it again passes the council by a
28 majority of two-thirds (2/3) of the votes cast, it shall become law and he shall sign
29 it notwithstanding his objections.

30 and;

31 **WHEREAS,** on January 15, 2021, the Nation's Chairman vetoed Resolution No. 21-024; and

32 **WHEREAS,** pursuant to Article IX, Sections 2(B), (C), and (D) of the Legislative Rules of the
33 Tohono O'odham Legislative Council, vetoed legislation shall be placed on the

RESOLUTION NO. 21-027

(Overriding of Veto of Resolution No. 21-024, "Transferring Financial Management Functions and Control of Funds of the Schuk Toak District to the Tohono O'odham Nation")

Page 2 of 2

agenda on the next legislative session for reconsideration, shall have priority over all items, and the Chairperson of the Legislative Council, may, without debate, call for a final vote on the vetoed legislation.

NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council overrides the veto of Resolution No. 21-024, "Transferring Financial Management Functions and Control of Funds of the Schuk Toak District to the Tohono O'odham Nation."

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 20TH day of JANUARY, 2021 at a meeting at which a quorum was present with a vote of 2,321.8 FOR; 306.8 AGAINST; 547.1 [04] NOT VOTING; and [02] ABSENT, was passed by a vote of two-thirds (2/3) [1,752.4] of the votes cast as required by Article VI, Section 1(d)(2), Article VII, Section 5, and Article IX, Section 7 of the Constitution of the Tohono O'odham Nation

TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman

20 day of January, 2021

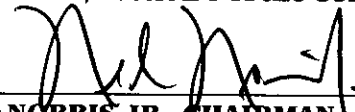
ATTEST:



Evonne Wilson, Legislative Secretary

21 day of January, 2021

SIGNED this 22 day of January, 2021 in accordance with the provisions of Article VII, Section 5 of the Constitution of the Tohono O'odham Nation.



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

ACTION: OVERRIDING OF VETO OF RESOLUTION NO. 21-024, "TRANSFERRING FINANCIAL MANAGEMENT FUNCTIONS AND CONTROL OF FUNDS OF THE SCHUK TOAK DISTRICT TO THE TOHONO O'ODHAM NATION"

Moved: COUNCILWOMAN MONICA K. MORGAN

Second: COUNCILWOMAN JANICE FELIX

DATE: JANUARY 20, 2021

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			X
	2. TIMOTHY L. JOAQUIN (Absent) (Louis L. Johnson) (Present)	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	2,321.8	306.8	547.1	[02]
					[04]	

<REQUIRED 2/3 VOTE FOR OVERRIDE: 1,752.4>