

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving an Intergovernmental Agreement between the Tohono O'odham
Nation and Apache County for Emergency Inmate Housing in the Apache
County Adult Detention Facility)**

RESOLUTION NO. 22-132

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

7 **WHEREAS, the Tohono O'odham Legislative Council is vested with the power to "consult,**
8 **negotiate and conclude agreements and contracts on behalf of the Tohono**
9 **O'odham Nation ("Nation") with Federal, State and local governments"**
10 **(Constitution of the Tohono O'odham Nation, Article VI, Section 1(f)); and**

11 **WHEREAS, the Tohono O'odham Nation is entering into an intergovernmental Agreement**
12 **("Agreement") with Apache County, acting on behalf of the Apache County**
13 **Sheriff's Office which operates the Apache County Adult Detention Facility for the**
14 **housing of individuals that have been incarcerated or sentenced to a secured**
15 **detention facility; and**

16 **WHEREAS, Apache County has space available to contract out to other governmental**
17 **agencies and the Nation has a need to obtain secure detention space for adults**
18 **arrested and/or detained pursuant to lawful process hereinafter called**
19 **"inmates"; and**

20 **WHEREAS, this Agreement will be for the period beginning January 1, 2022 through**
21 **December 31, 2022, and shall automatically renew for three additional one-year**
22 **terms unless either party terminates the agreement with a thirty-day written**
23 **notice to the other party; and**

24 **WHEREAS, the Domestic Affairs Committee has reviewed the Intergovernmental Agreement**
25 **and recommends approval.**

26 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
27 **Intergovernmental Agreement between the Tohono O'odham Nation and Apache**
28 **County substantially in the form attached hereto, and authorizes the Chairman**
29 **of the Nation to execute the Intergovernmental Agreement.**

30 **BE IT FURTHER RESOLVED that this Intergovernmental Agreement will be for a period of one**
31 **year and renewable annually for three additional one-year terms.**

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BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that it authorizes the Chairman and the Nation's Department of Corrections to fully implement the Intergovernmental Agreement provided that any future amendments will be submitted for full approval by the Tohono O'odham Legislative Council.

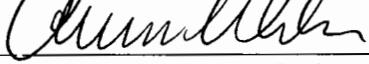
The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 04TH day of APRIL, 2022 at a meeting at which a quorum was present with a vote of 3,218.0 FOR; -0- AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by, Article VI, Section 1(d)(2) and (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, Legislative Chairman
7 day of April, 2022

ATTEST:



Evonne Wilson, Legislative Secretary
7 day of April, 2022

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 7 day of April, 2022 at 7:11 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

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APPROVED

on the 7 day of April, 2022

DISAPPROVED

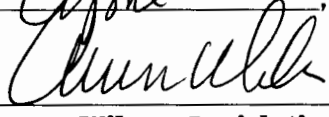
at 7:14 o'clock, P.m.



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

Returned to the Legislative Secretary on the 7 day of

April, 2022, at 7:17 o'clock, P.m.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE TOHONO O'ODHAM NATION AND APACHE COUNTY FOR EMERGENCY INMATE HOUSING IN THE APACHE COUNTY ADULT DETENTION FACILITY

Moved: COUNCILWOMAN GRACE MANUEL

SECOND: COUNCILMAN LEANDER MASE

DATE: APRIL 04, 2022

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia)	122.8	X			
	2. LUCINDA ALLEN (Francis Homewytewa)	122.8	X			
SELLS 556.5	1. ARTHUR WILSON ()	278.25	X			
	2. EVELYN JUAN-MANUEL (Arvada Liston)	278.25	X			
SCHUK TOAK 190.5	1. TERESA F. DONAHUE (Alberta Espinoza)	95.25	X			
	2. DELISA M. RAMON (Sharon A. Francisco)	95.25	X			
SAN XAVIER 242.6	1. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	121.3	X			
	2. JANICE FELIX (Adam P. Andrews)	121.3	X			
SAN LUCY 243.8	1. JANA MONTANA (Lorraine M. Eller)	121.9	X			
	2. ROGER MANUEL (Christina Andrews)	121.9	X			
PISINEMO 232.7	1. MARIETTA MARTIN ()	116.35	X			X
	2. EDWARD D. MANUEL (Monica Morgan)	116.35	X			
HICKIWAN 216.6	1. LOUIS R. LOPEZ ()	108.3	X			
	2. DELMA M. GARCIA ()	108.3	X			
GU VO 270.7	1. GRACE MANUEL ()	135.35	X			
	2. CYNTHIA SAAVEDRA (Dallas Lewis)	135.35	X			
GUACHI 278.5	1. TIMOTHY L. JOAQUIN ()	139.25	X			
	2. VICTORIA HOBBS (Tonya L. Joaquin)	139.25	X			
CHUKUT KUK 351.6	1. MARLAKAY HENRY (Billman Lopez)	175.8	X			
	2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	175.8	X			
BABOQUIVARI 388.9	1. ALBERTA J. RAY (Frances G. Antone)	194.45	X			
	2. LEANDER MASE (Francine Schooling)	194.45	X			
TOTAL		3,218.0	3,218.0	-0-	-0-	[01]