

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2023 Professional Services Contract between the Tohono
O'odham Nation and Michael Brown, Esq.)**

RESOLUTION NO. 23-027

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 Tohono O'odham Nation..." (Constitution, Article VI, Section 2(a)); and

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

8 **WHEREAS,** the Tohono O'odham Advocate Program has prepared and submitted for review a
9 FY 2023 Professional Services Contract between the Tohono O'odham Nation and
10 Michael Brown, Esq., to represent clients who cannot be represented by the
11 Nation's Advocate Program due to a conflict of interest; and

12 **WHEREAS,** the Domestic Affairs Committee has reviewed the contract and recommends
13 approval.

14 **NOW, THEREFORE BE IT RESOLVED** that the Tohono O'odham Legislative Council approves the
15 FY 2023 Professional Services Contract between the Tohono O'odham Nation and
16 Michael Brown Esq., in substantially the form attached for the period of October
17 1, 2022, to September 30, 2023.

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

22 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH
23 day of JANUARY, 2023 at a meeting at which a quorum was present with a vote of 2,975.4 FOR; -0-
24 AGAINST; -0- NOT VOTING; and 242.6 [05] ABSENT, pursuant to the powers vested in the Council
25 by, Article VI, Section 2(a) of the Constitution of the Tohono O'odham Nation, adopted by the
26 Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
27 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
28 18, 1934 (48 Stat.984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman

20 day of January, 2023

RESOLUTION NO. 23-027

(Approving FY 2023 Professional Services Contract between the Tohono O'odham Nation and Michael Brown, Esq.)

Page 2 of 2

1 ATTEST:

2 *Evonne Wilson*
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4 Evonne Wilson, Legislative Secretary

5
6 20 day of January, 2023
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8 Said Resolution was submitted for approval to the office of the Chairman of the Tohono
9 O'odham Nation on the 20 day of January, 2023 at 8:08 o'clock, P.m.,
10 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
11 effective upon his approval or upon his failure to either approve or disapprove it within 48
12 hours of submittal.
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14 TOHONO O'ODHAM LEGISLATIVE COUNCIL

15 *Timothy Joaquin*
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17 Timothy Joaquin, Legislative Chairman
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23 APPROVED

24 on the 20 day of January, 2023

25 DISAPPROVED

26 at 8:13 o'clock, P.m.

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28 *Ned Norris, Jr.*
29 NED NORRIS, JR., CHAIRMAN
30 TOHONO O'ODHAM NATION
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35 Returned to the Legislative Secretary on the 20 day of

36 January, 2023, at 8:20 o'clock, P.m.

37 *Evonne Wilson*
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41 Evonne Wilson, Legislative Secretary
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ACTION: APPROVING FY 2023 PROFESSIONAL SERVICES CONTRACT BETWEEN THE TOHONO O'ODHAM NATION AND MICHAEL BROWN, ESQ.

Moved: COUNCILMAN LEANDER MASE

SECOND: COUNCILWOMAN MARLAKAY HENRY

DATE: JANUARY 13, 2023

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia)	122.8	X			X
	2. LUCINDA ALLEN (Francis Homewytewa)	122.8	X			
SELLS 556.5	1. ARTHUR WILSON (<i>Absent</i>) (Shelia Espino) (<i>Present</i>)	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 Wilson-Stoner)	121.3				X X
	2. JANICE FELIX ()	121.3				
SAN LUCY 243.8	1. JANA MONTANA (Lorraine M. Eiler)	121.9	X			
	2. ROGER MANUEL (Christina Andrews)	121.9	X			
PISINEMO 232.7	1. MARIETTA MARTIN ()	116.35	X			
	2. EDWARD D. MANUEL (Monica Morgan)	116.35	X			
HICKIWAN 216.6	1. LOUIS R. LOPEZ ()	108.3	X			X
	2. DELMA M. GARCIA ()	108.3	X			
GU VO 270.7	1. GRACE MANUEL ()	135.35	X			
	2. CYNTHIA SAAVEDRA (<i>Absent</i>) (Dallas Lewis) (<i>Present</i>)	135.35	X			
GU ACHI 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 (<i>Absent</i>) (Frances G. Antone) (<i>Present</i>)	194.45	X			X
	2. LEANDER MASE (Francine Schooling)	194.45	X			
TOTAL		3,218.0	2,975.4	-0-	-0-	242.6 [05]