

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Professional Services Agreement with the University of Arizona for
Assistance with the Tohono O'odham Nation's Baboquivari Wildlife Camera Study)**

RESOLUTION NO. 24-184

1 **WHEREAS, the Tohono O'odham Legislative Council is authorized to "consult, negotiate and**
2 **conclude agreements and contracts on behalf of the Tohono O'odham Nation**
3 **with Federal, State and local governments." (Constitution of the Tohono O'odham**
4 **Nation, Art. VI, § 1(f)); and**

5 **WHEREAS, on July 14, 2023, Legislative Council approved the Tohono O'odham Nation's FY**
6 **23-24 Natural Resources Wildlife and Vegetation Management Program Tribal**
7 **Wildlife Grant Budget; and**

8 **WHEREAS, the Program's Wildlife Grant Budget included funds for the Department of**
9 **Natural Resources ("Department") to initiate a camera study on wildlife in the**
10 **Baboquivari District; and**

11 **WHEREAS, this camera study will improve the Nation's capacity to independently manage its**
12 **wildlife; and**

13 **WHEREAS, to complete the camera study, the Department seeks to execute a Professional**
14 **Services Agreement with Dr. Aaron Fleisch from the University of Arizona's School**
15 **of Natural Resources and the Environment for a contract price of up to \$93,648.00;**
16 **and**

17 **WHEREAS, the proposed Professional Services Agreement requires the Nation to partially**
18 **waive its sovereign immunity for arbitration pursuant to A.R.S. §12-133, but it**
19 **does not require the Nation to waive its immunity from suit in any forum or**
20 **jurisdiction; and**

21 **WHEREAS, the Tohono O'odham Nation's Internal Review Board (IRB) reviewed and**
22 **approved the Natural Resources Wildlife and Vegetation Management Program**
23 **Tribal Wildlife Grant; and**

24 **WHEREAS, the Agricultural and Natural Resources Committee & the Cultural Preservation**
25 **Committee of the Tohono O'odham Legislative Council has reviewed the**
26 **Professional Services Agreement and recommends its approval.**

27 **NOW THEREFORE BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
28 **Professional Services Agreement with the University of Arizona and agrees to a**
29 **partial waiver of sovereign immunity for arbitration, but does not agree to waive**
30 **the Nation's immunity from suit in any forum or jurisdiction under this**
31 **Agreement.**

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RESOLUTION NO. 24-184

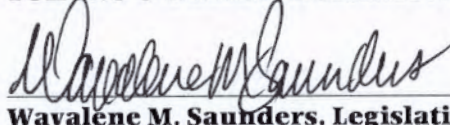
(Approving Professional Services Agreement with the University of Arizona for Assistance with the Tohono O'odham Nation's Baboquivari Wildlife Camera Study)

Page 2 of 3

1 BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Tohono O'odham
2 Nation chairperson or any designated official shall execute the Professional
3 Services Agreement with the University of Arizona, provided however, that any
4 amendments or modifications shall be submitted for further prior approval by
5 the Tohono O'odham Legislative Council.

6 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 25TH
7 day of JUNE 2024 at a meeting at which a quorum was present with a vote of 3,263.3 FOR; -0-
8 AGAINST; [01] NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by
9 Article VI, Section 1(d)(2) and (3) of the Constitution of the Tohono O'odham Nation, adopted by
10 the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
11 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
12 18, 1934 (48 Stat.984).

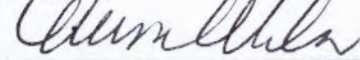
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14 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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16 Wavalene M. Saunders, Legislative Chairwoman

17
18 26 day of June, 2024

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23 ATTEST:

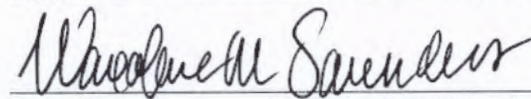
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25
26 Evonne Wilson, Legislative Secretary

27 25 day of June, 2024

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29 Said Resolution was submitted for approval to the office of the Chairman of the Tohono
30 O'odham Nation on the 26 day of June, 2024 at 12:12 o'clock, p.m.,
31 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
32 effective upon his approval or upon his failure to either approve or disapprove it within 48
33 hours of submittal.

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36 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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38 Wavalene M. Saunders, Legislative Chairwoman

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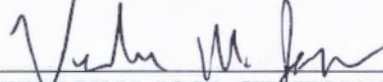
Page 3 of 3

APPROVED

on the 27 day of June, 2024

DISAPPROVED

at 5:04 o'clock, p.m.

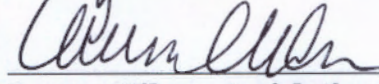


EXCEEDED 48 HOURS

VERLON M. JOSE, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 27 day of

June, 2024, at 6:03 o'clock, p.m.



Evonne Wilson, Legislative Secretary

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ACTION: APPROVING PROFESSIONAL SERVICES AGREEMENT WITH THE UNIVERSITY OF ARIZONA FOR ASSISTANCE WITH THE TOHONO O'ODHAM NATION'S BABOQUIVARI WILDLIFE CAMERA STUDY

MOVED: VICE CHAIRWOMAN MARLAKAY HENRY

SECOND: COUNCILMAN JEROME F. JOAQUIN

DATE: JUNE 25, 2024

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 394.2	1. LEANDER MASE (Francine Schooling) 2. JESSE NAVARRO (<i>Absent</i>) (Alberta J. Ray) (<i>Present</i>)	197.1 197.1	X X			X
CHUKUT KUK 354.7	1. VIVIAN JUAN-SAUNDERS (Cornelius Antone) 2. MARLAKAY HENRY ()	177.35 177.35	X X			
GUACHI 282.7	1. VICTORIA HOBBS (Tonya L. Joaquin) 2. JEROME F. JOAQUIN ()	141.35 141.35	X X			
GU VO 276.0	1. DALLAS LEWIS () 2. LESLIE LUNA ()	138.0 138.0	X X			
HICKIWAN 220.5	1. DELMA M. GARCIA () 2. LOUIS R. LOPEZ (Loretta A. Ortega)	110.25 110.25	X X			X
PISINEMO 236.2	1. EDWARD D. MANUEL (Monica Morgan) 2. PAMELA J. BENAVIDEZ (<i>Absent</i>) (Nora J. Ruelas) (<i>Present</i>)	118.1 118.1	X X			X
SAN LUCY 257.6	1. ROGER MANUEL (<i>Absent</i>) (Christina Andrews) (<i>Present</i>) 2. GLORIA M. RAMIREZ (<i>Absent</i>) (Lorraine M. Eiler) (<i>Present</i>)	128.8 128.8	X X			
SAN XAVIER 244.5	1. JANICE FELIX () 2. DANIEL L.A. PRESTON III ()	122.25 122.25	X X	X		
SCHUK TOAK 191.8	1. DELISA M. RAMON (Sharon A. Francisco) 2. THEORIA CAMPILLO (Rebecca Ann Valentine)	95.9 95.9	X X			
SELLS 558.0	1. EVELYN JUAN MANUEL (Arvada Liston) 2. JANET B. ELEANDO ()	279.0 279.0	X X			
SIF OIDAK 247.1	1. LUCINDA ALLEN (Francis Homewytewa) 2. WAVALENE M. SAUNDERS (Mary Lopez)	123.55 123.55	X X			
	TOTAL	3,263.30	3,263.3	[01]	-0-	[03]