

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2025 Professional Services Contract between the Tohono O'odham
Nation and Tom Hartzell, Esq.)**

RESOLUTION NO. 24-350

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 of the Tohono O'odham Nation, Article**
4 **VI, Section 2(a)); and**

5 **WHEREAS, the increasing needs of Tribal Members ("Members") for legal representation has**
6 **caused a need for contracted attorneys to represent Members in cases where the**
7 **Tohono O'odham Advocate Program is ethically conflicted out of the**
8 **representation; and**

9 **WHEREAS, the Tohono O'odham Advocate Program has prepared and submitted for review**
10 **and approval FY 2025 Professional Services Contract between the Tohono**
11 **O'odham Nation ("Nation") and Tom Hartzell Esq., which is incorporated herein**
12 **by this reference to represent Tribal Members in certain Adult and Juvenile**
13 **Criminal Cases who cannot be represented by the Nation's Advocate Program due**
14 **to a conflict of interest; and**

15 **WHEREAS, fees for services provided under this Contract will be paid out of the FY 2025**
16 **Advocate Program Budget in accordance with the terms of the FY 2025**
17 **Professional Services Contract with Tom Hartzell, Esq., which shall extend from**
18 **October 1, 2024 to September 30, 2025; and**

19 **WHEREAS, the Domestic Affairs Committee has reviewed the contract and recommends**
20 **approval by the Legislative Council.**

21 **NOW, THEREFORE BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
22 **FY 2025 Professional Services Contract between the Tohono O'odham Nation and**
23 **Tom Hartzell, Esq., in substantially the form attached.**

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

28 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 09TH**
29 **day of OCTOBER 2024 at a meeting at which a quorum was present with a vote of 3,263.3 FOR; -0-**
30 **AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by**
31 **Article VI, Sections 2(a) of the Constitution of the Tohono O'odham Nation, adopted by the**
32 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
33 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
34 **18, 1934 (48 Stat.984).**

35

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Wavalene M. Saunders
Wavalene M. Saunders, Legislative Chairwoman
14 day of October, 2024

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary
14 day of October, 2024

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 14 day of October, 2024 at 1:05 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

Wavalene M. Saunders
Wavalene M. Saunders, Legislative Chairwoman

APPROVED on the 14 day of October, 2024

DISAPPROVED at 3:35 o'clock, p.m.

Verlon M. Jose
VERLON M. JOSE, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 15 day of
October, 2024, at 10:15 o'clock, a.m.

Evonne Wilson
Evonne Wilson, Legislative Secretary

ACTION: APPROVING FY 2025 PROFESSIONAL SERVICES CONTRACT BETWEEN THE TOHONO O'ODHAM NATION AND TOM HARTZELL, ESQ.

Moved: COUNCILMAN LEANDER MASE

SECOND: COUCILWOMAN VIVIAN JUAN-SAUNDERS

DATE: OCTOBER 09, 2024

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 394.2	1. LEANDER MASE (Francine Schooling) 2. JESSE NAVARRO (Alberta J. Ray)	197.1 197.1	X X			
CHUKUT KUK 354.7	1. VIVIAN JUAN-SAUNDERS (Cornelius Antone) 2. MARLAKAY HENRY ()	177.35 177.35	X 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 () 2. PAMELA J. BENAVIDEZ (Nora J. Ruelas)	118.1 118.1	X X			
SAN LUCY 257.6	1. ROGER MANUEL (<i>Absent</i>) (Christina Andrews) (<i>Present</i>) 2. GLORIA M. RAMIREZ (Lorraine M. Eiler)	128.8 128.8	X X			X
SAN XAVIER 244.5	1. JANICE FELIX () 2. DANIEL L.A. PRESTON III ()	122.25 122.25	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. FRANCIS HOMEWYTEWA () 2. WAVALENE M. SAUNDERS (Mary Lopez)	123.55 123.55	X X			
TOTAL		3,263.30	3,263.3	-0-	-0-	[03]