

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

RESOLUTION NO. 24-351

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 Benjamin Aguilera Esq., which is incorporated**
12 **herein by this reference, to represent Tribal Members in certain Adult and**
13 **Juvenile Criminal Cases who cannot be represented by the Nation's Advocate**
14 **Program due 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 Benjamin Aguilera, Esq., which shall extend**
18 **from 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 **Benjamin Aguilera, 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).**

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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 3:36 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 BENJAMIN AGUILERA, ESQ

MOVED: COUNCILWOMAN VIVIAN JUAN-SAUNDERS

SECOND: COUNCILMAN LEANDER MASE

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
GU ACHI 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]