

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Accepting the 2024-2025 Intergovernmental Agreement between Arizona Department
of Economic Security and the Tohono O'odham Nation)

RESOLUTION NO. 24-386

1 **WHEREAS, the Tohono O'odham Legislative Council vests the Legislative Council with the**
2 **power "to consult, negotiate, and conclude agreements and contracts on behalf**
3 **of the Tohono O'odham Nation with Federal, State, and local governments and**
4 **other Indian tribes or their departments, agencies, or political subdivisions, or**
5 **with private persons or organizations on all matters within the authority of the**
6 **Tohono O'odham Council." (Constitution, Article VI, Section 1 (t)); and**

7 **WHEREAS, the Tohono O'odham Nation ("Nation") has negotiated an Intergovernmental**
8 **Agreement with the Arizona Department of Economic Security ("State") for a**
9 **Planned Social Services Title XX Block Grant for the period from the date of the**
10 **last signature on the IGA through June 30, 2025, in the amount of \$106,285.00; and**

11 **WHEREAS, the IGA requires that the Nation agree to a limited waiver of sovereign immunity**
12 **in the following circumstances:**

- 13 1. **The Nation submit disputes to the State's administrative review process, and**
14 **falling resolution there, to arbitration; and**
- 15 2. **the Indemnification of the State, in certain circumstances for bodily injury**
16 **and/or property damage caused by employees, agents, officers, officials, and**
17 **volunteers working for the Nation; and**

18 **WHEREAS, the Human Resources Development Committee has reviewed the**
19 **Intergovernmental Agreement, including the limited waiver of sovereign**
20 **immunity, and recommends its approval.**

21 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
22 **Intergovernmental Agreement, including the limited waiver of sovereign**
23 **immunity, between the Arizona Department of Economic Security and the**
24 **Tohono O'odham Nation, in substantially the form attached hereto.**

25 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Tohono O'odham**
26 **Nation chairperson or any designated official is authorized to execute the**
27 **Intergovernmental Agreement, provided however, that any further amendments**
28 **or modifications shall be submitted for prior approval by the Tohono O'odham**
29 **Legislative Council.**

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH day of NOVEMBER 2024 at a meeting at which a quorum was present with a vote of 3,263.3 FOR; -0- AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(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

Wavalene M. Saunders
Wavalene M. Saunders, Legislative Chairwoman

22nd day of November, 2024

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary

21 day of November, 2024

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 22nd day of November, 2024 at 12:40 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 22nd day of November, 2024

DISAPPROVED

at 2:09 o'clock, p.m.

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

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1 **Returned to the Legislative Secretary on the 22 day of**

2
3 November, 2024, at 2:20 o'clock, p.m.

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5 Yvonne Wilson
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7 **Evonne Wilson, Legislative Secretary**

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ACTION: ACCEPTING THE 2024-2025 INTERGOVERNMENTAL AGREEMENT BETWEEN ARIZONA DEPARTMENT OF ECONOMIC SECURITY AND THE TOHONO O'ODHAM NATION

Moved: COUNCILWOMAN JANICE FELIX

SECOND: COUNCILWOMAN DELMA M. GARCIA

DATE: NOVEMBER 13, 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 HORBS (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 | | | |
| 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 (Christina Andrews) 2. GLORIA M. RAMIREZ (Lorraine M. Eiler) | 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 | | | |
| SCHUK TOAK 191.8 | 1. DELISA M. RAMON (Sharon A. Francisco) 2. THEORIA CAMPILLO (Rebecca Ann Valentine) | 95.9 95.9 | X X | | | X |
| SELLS 558.0 | 1. EVELYN JUAN MANUEL (Arvada Liston) 2. JANET B. ELEANDO () | 279.0 279.0 | X X | | | X |
| SIF OIDAK 247.1 | 1. FRANCIS HOMEWYTEWA () 2. WAVALENE M. SAUNDERS (Mary Lopez) | 123.55 123.55 | X X | | | X |
| | TOTAL | 3,263.30 | 3,263.3 | -0- | -0- | [04] |