

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Arizona Tribal Workforce Development Board Shared Governance
Agreement and Consortia Agreement)**

RESOLUTION NO. 24-429

- 1 **WHEREAS, the Tohono O'odham Legislative Council is authorized to "provide for, appoint, or**
2 **provide for the appointment of, and prescribe the duties and powers of**
3 **committees, boards, officers and agents . . ." and to "consult, negotiate and**
4 **conclude agreements and contracts on behalf of the Tohono O'odham Nation**
5 **with Federal, State and local governments and other Indian tribes or their**
6 **departments, agencies, or political subdivisions, or with private persons or**
7 **organizations on all matters within the authority of the Tohono O'odham**
8 **Council." (Constitution of the Tohono O'odham Nation Article VI, Section 1(b) and**
9 **Section 1(f)); and**
- 10 **WHEREAS, the Constitution vests the Nation's chairperson with the authority to "exercise all**
11 **other powers delegated to him by the Tohono O'odham Council. . ." (Constitution,**
12 **Article VII, Section 2(d)); and**
- 13 **WHEREAS, in 2021, the Tohono O'odham Nation Legislative Council passed Resolution No.**
14 **21-408, which approved the Nineteen Tribal Nations Shared Governance**
15 **Agreement and Consortia Agreement; and**
- 16 **WHEREAS, in 2024, The Nineteen Tribal Nations Workforce Development Board officially**
17 **changed its name to Arizona Tribal Workforce Development Board ("ATWDB");**
18 **and**
- 19 **WHEREAS, the Shared Governance Agreement and Consortia Agreement have been updated**
20 **to reflect changes to both agreements, which necessitates the review and**
21 **approval of the revised and updated terms in the agreements between ATWDB**
22 **and 13 Tribal Nation members; and**
- 23 **WHEREAS, workforce development and training is crucial to the Nation's members who need**
24 **assistance in obtaining employment and training on the Tohono O'odham**
25 **Nation; and**
- 26 **WHEREAS, the Workforce Innovation and Opportunity Act ("WIOA"), Public Law 113- 128**
27 **provides that there shall be established in each local area of a State, and certified**
28 **by the Governor of the State, a Local Workforce Development Board ("LWDB");**
29 **and**
- 30 **WHEREAS, the Arizona Tribal Workforce Development Local Area is comprised of thirteen**
31 **tribal nations, including the Tohono O'odham Nation; and**

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(Approving the Arizona Tribal Workforce Development Board Shared Governance Agreement and Consortia Agreement)

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1 **WHEREAS, each of the thirteen tribal nations' chief elected officials, under the proposed**
2 **Shared Governance Agreement, appoints a tribal representative to the ATWDB;**
3 **and**

4 **WHEREAS, since 1983, the LWDB has provided assistance to tribal nations for the purpose of**
5 **providing workforce development and training opportunities in accordance with**
6 **the WIOA; and**

7 **WHEREAS, the U.S. Department of Labor distributes WIOA funding ("Funds") directly to the**
8 **Arizona Department of Economic Security, which then allocates the Funds to the**
9 **LWDB, which in turn allocates Funds to each of the member tribal nations of the**
10 **LWDB, including the Tohono O'odham Nation; and**

11 **WHEREAS, the Tohono O'odham Nation Department of Education One Stop Division uses the**
12 **Funds to deliver services to tribal youth, adults, and dislocated workers who seek**
13 **employment and training; and**

14 **WHEREAS, the WIOA Federal governing legislation requires local boards, such as LWDB, to**
15 **enter into both a Consortia Agreement and a Shared Governance Agreement**
16 **(together the "Agreements"), which are incorporated by these references, to**
17 **specify the authority given to the LWDB and each CEO in their management of the**
18 **Funds; and**

19 **WHEREAS, the Consortia Agreement takes effect upon signature of all parties and continues**
20 **until terminated, or until the Arizona Tribal Workforce Development Local**
21 **Area/Board is amended or dissolved, or WIOA is rescinded or repealed; and**

22 **WHEREAS, the Shared Governance Agreement is for a perpetual term, which ends at the**
23 **earliest occurrence of: (1) ATWDB is dissolved; (2) funds from the State or U.S.**
24 **Department of Labor is discontinued; or (3) termination pursuant to the**
25 **provisions of the Shared Governance Agreement; and**

26 **WHEREAS, the Human Resources Development Committee has reviewed the Consortia**
27 **Agreement, the Shared Governance Agreement, and Chairman Verlon Jose's**
28 **appointment form and recommends approval.**

29 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
30 **Consortia Agreement and the Shared Governance Agreement substantially in the**
31 **forms attached, provided that the Nation's chairperson is delegated the authority**
32 **to appoint Tohono O'odham Nation Department of Education Director Winifred**
33 **Begay as the Nation's tribal representative to the LWBD, provided that any further**

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1 appointments shall be submitted for prior approval by the Tohono O'odham
2 Legislative Council.

3 **BE IT FINALLY RESOLVED** by the Tohono O'odham Legislative Council that the Tohono O'odham
4 Nation's chairperson or any designated official is authorized to enter into the
5 Agreements, provided that any amendments to the Agreements shall be
6 submitted for prior approval by the Tohono O'odham Legislative Council.

7 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11TH**
8 **day of DECEMBER 2024 at a meeting at which a quorum was present with a vote of 3,263.30 FOR;**
9 **-0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by**
10 **Article VI, Section 1(b) and Section 1(f), Article VII, Section 2(d) of the Constitution of the Tohono**
11 **O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by**
12 **the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant**
13 **to Section 16 of the Act of June 18, 1934 (48 Stat.984).**

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16 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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20 **Wavalene M. Saunders, Legislative Chairwoman**

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22 16TH day of December, 2024

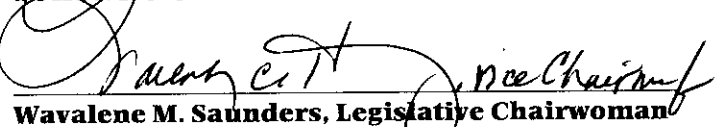
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26 **ATTEST:**

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29 **Evonne Wilson, Legislative Secretary**

30 13 day of December, 2024

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33 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**
34 **O'odham Nation on the 16TH day of December, 2024 at 8:45 o'clock, A .m.,**
35 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
36 **effective upon his approval or upon his failure to either approve or disapprove it within 48**
37 **hours of submittal.**

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39 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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43 **Wavalene M. Saunders, Legislative Chairwoman**

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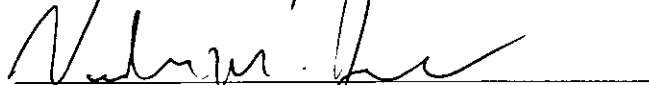
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APPROVED

on the 16 day of December, 2024

DISAPPROVED

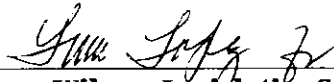
at 1:03 o'clock, P.m.



**VERLON M. JOSE, CHAIRMAN
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 17 day of

December, 2024, at 10:23 o'clock, A.m.



Evonne Wilson, Legislative Secretary

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ACTION: APPROVING THE ARIZONA TRIBAL WORKFORCE DEVELOPMENT BOARD SHARED GOVERNANCE AGREEMENT AND CONSORTIA AGREEMENT

Moved: Councilwoman Janice Felix

Second: Councilwoman Theoria Campillo

Date: December 11, 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			
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			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. Ruclas)	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			
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 <i>(Absent)</i> (Sharon A. Francisco) <i>(Present)</i> 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			
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-	[03]