

LEGISLATIVE ORDER OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Attorney Contract between the Tohono O'odham Legislative
Branch and Quarles & Brady LLP)

LEGISLATIVE ORDER NO. 25-035

- 1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Legislative Council with
2 the power to "negotiate and conclude agreements and contracts on behalf of the
3 Tohono O'odham Nation . . . with private persons or organizations on all matters
4 within the authority of the Tohono O'odham Council" (Constitution, Article VI,
5 Section 1(f)); and
- 6 **WHEREAS,** the Legislative Council is further vested with the power to "employ legal counsel
7 for the protection and advancement of the rights of the Tohono O'odham
8 Nation . . ." (Constitution, Article VI, Section 2(a)); and
- 9 **WHEREAS,** the Council has prescribed the duties and powers of the Council Chairperson and
10 Vice Chairperson (collectively, "legislative officers") by adopting the Legislative
11 Rules and by passing Legislative Order No. 06-047, "Amended Delegation of
12 Authority to Legislative Council Chairperson and Vice Chairperson," which vests
13 the chairperson with authority to negotiate, conclude, execute, and administer
14 Legislative Branch contracts subject to stated limitations; and
- 15 **WHEREAS,** 26 Tohono O'odham Code Chapter 1, Article 4, Section 1405 vests the Legislative
16 Council chairperson with the authority to negotiate, execute, conclude, and
17 administer contracts that expend funds pursuant to appropriations or budgets
18 authorized by resolution, that are within the authorities delegated to the Council
19 chairperson and vice chairperson by the Legislative Council, provided that the
20 power to approve attorney contracts is reserved to the Legislative Council; and
- 21 **WHEREAS,** the Legislative Council by Resolution No. 22-311 approved the FY 2022-FY 2025
22 Legislative Branch American Rescue Plan Act ("ARPA") Budget, subsequently
23 amended by Resolution No. 24-362 approving the FY 2025-FY 2027 Legislative
24 Branch ARPA Budget, which includes funding to cover all costs associated with
25 the construction of the Legislative Branch replacement building and related
26 contracts and agreements; and
- 27 **WHEREAS,** the Legislative Council chairperson has selected Quarles & Brady LLP for
28 representation of the Legislative Branch with respect to the build phase of the
29 Legislative Branch replacement building; and
- 30 **WHEREAS,** the Attorney Contract between the Tohono O'odham Legislative Branch and
31 Quarles & Brady LLP, which is incorporated by this reference, is for an amount of
32 \$35,000.00; and

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WHEREAS, the Domestic Affairs Committee has reviewed the Attorney Contract between the Tohono O'odham Legislative Branch and Quarles & Brady LLP and recommends its approval.

NOW, THEREFORE, BE IT ORDERED by the Tohono O'odham Legislative Council that it approves the Attorney Contract between the Tohono O'odham Legislative Branch and Quarles & Brady LLP, which shall be funded by the FY 2025-FY 2027 Legislative Branch ARPA Budget approved by Resolution No. 24-362, and authorizes the Legislative Council chairperson to execute it, provided that nothing in this legislative order or in the Contract shall be deemed a waiver of the Nation's sovereign immunity or of legislative immunity.

The foregoing Order was passed by the Tohono O'odham Legislative Council on the 11TH day of FEBRUARY, 2025 at a meeting at which a quorum was present with a vote of 3,263.3 FOR; -0- AGAINST; -0- NOT VOTING; and [01] ARSENT, pursuant to the powers vested in the Council by Article VI, Section 1(f); Section 2(a) and Article V, Section 4 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, vice chairwoman
Wavalene M. Saunders, Legislative Chairwoman

21ST day of February, 2025

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary

21 day of February, 2025

ACTION: APPROVING ATTORNEY CONTRACT BETWEEN THE TOHONO O'ODHAM LEGISLATIVE BRANCH AND QUARLES & BRADY LLP

MOVED: COUNCILWOMAN JANICE FELIX

SECOND: VICE CHAIRWOMAN MARLAKAY HENRY

DATE: FEBRUARY 11, 2025

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