

LEGISLATIVE ORDER OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Dropbox Agreements Including "Business Agreement" and "Terms of Service")

LEGISLATIVE ORDER NO. 25-419

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 Council has prescribed the duties and powers of the Council chairperson and**
7 **vice chairperson by Legislative Order No. 06-047, "Amended Delegation of**
8 **Authority to Legislative Council Chairperson and Vice Chairperson," which vests**
9 **the chairperson with authority to negotiate, conclude, execute, and administer**
10 **Legislative Branch contracts subject to stated limitations; and**

11 **WHEREAS, Legislative Order No. 06-047 and 26 Tohono O'odham Code Chapter 1, Article 4,**
12 **Section 1405 require Legislative Council approval of Legislative Branch contracts**
13 **that waive sovereign immunity, indemnify a third party, authorize payment of an**
14 **award of attorney fees or costs of litigation or arbitration, or contain certain**
15 **other terms"; and**

16 **WHEREAS, the Legislative Attorney's Office requires secure cloud-based file storage and**
17 **sharing of the type offered by Dropbox; and**

18 **WHEREAS, although the Dropbox Agreements, including but not limited to the "Business**
19 **Agreement" and "Terms of Service" (collectively, "Dropbox Agreements") do not**
20 **expressly require the Legislative Branch to waive its sovereign immunity, they do**
21 **include indemnification and arbitration clauses, and other provisions which**
22 **require Legislative Council approval; and**

23 **WHEREAS, the Legislative Council chairperson recommends that the Legislative Council**
24 **approve the Dropbox Agreements.**

25 **NOW, THEREFORE, BE IT ORDERED by the Tohono O'odham Legislative Council that it approves**
26 **the Dropbox Agreements and authorizes the Legislative Council chairperson to**
27 **accept and execute them, provided that nothing in this Legislative Order or in the**
28 **Agreements shall be deemed a waiver of sovereign immunity or legislative**
29 **immunity.**

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The foregoing Order was passed by the Tohono O'odham Legislative Council on the 13TH day of NOVEMBER, 2025 at a meeting at which a quorum was present with a vote of 3,321.1 FOR; -0- AGAINST; -0- NOT VOTING; and [02] 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
14TH day of November, 2025

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary
13 day of November, 2025

ACTION: APPROVING DROPBOX AGREEMENTS INCLUDING "BUSINESS AGREEMENT" AND "TERMS OF SERVICE"

Moved: COUNCILWOMAN THEORIA CAMPILLO

SECOND: COUNCILWOMAN EVELYN JUAN MANUEL

DATE: NOVEMBER 13, 2025

| DISTRICT | LEGISLATIVE REPRESENTATIVES | # OF VOTES | FOR | AGAINST | NOT VOTING | ABSENT |
|-----------------------------|--|------------------|----------------|------------|------------|-------------|
| SIF OIDAK 251.2 | 1. WAVALENE M. SAUNDERS (Mary Lopez) 2. FRANCIS HOMEWYTEWA () | 125.6 125.6 | X X | | | |
| SELLS 565.7 | 1. JANET B. ELEANDO () 2. EVELYN JUAN MANUEL (Juan Buendia) | 282.85 282.85 | X X | | | |
| SCHUK TOAK 195.3 | 1. THEORIA CAMPILLO (Rebecca Ann Valentine) 2. DELISA M. RAMON (Quintin C. Lopez) | 97.65 97.65 | X X | | | |
| SAN XAVIER 249.8 | 1. DANIEL L.A. PRESTON III () 2. JANICE FELIX () | 124.9 124.9 | X X | | | |
| SAN LUCY 266.3 | 1. GLORIA M. RAMIREZ (Lorraine M. Eiler) 2. ROGER MANUEL (Christina Andrews) | 133.15 133.15 | X | | | |
| PISINEMO 240.3 | 1. PAMELA J. BENAVIDEZ (Nora J. Ruelas) 2. NAOMI MONTE (Edward D. Manuel) | 120.15 120.15 | X X | | | |
| HICKIWAN 222.9 | 1. LOUIS R. LOPEZ (Loretta A. Ortega) 2. DELMA M. GARCIA () | 111.45 111.45 | X X | | | X |
| GU VO 279.6 | 1. LESLIE LUNA () 2. BENNETT CHEWING () | 139.8 139.8 | X X | | | |
| GU ACHI 289.2 | 1. JEROME F. JOAQUIN <i>(Absent)</i> (Gloria Johnson) <i>(Present)</i> 2. LUCIUS E. LOPEZ (Victoria A. Hobbs) | 144.6 144.6 | X X | | | |
| CHUKUT KUK 361.9 | 1. MARLAKAY HENRY () 2. VIVIAN JUAN-SAUNDERS <i>(Absent)</i> (Cornelius Antone) <i>(Present)</i> | 180.95 180.95 | X X | | | X |
| BABOQUIVARI 398.9 | 1. JESSE NAVARRO (Alberta J. Ray) 2. NED NORRIS, JR (Leander Mase) | 199.45 199.45 | X X | | | |
| TOTAL | | 3,321.1 | 3,321.1 | -0- | -0- | [02] |