

RESOLUTION OF THE PAPAGO TRIBAL COUNCIL

(Waiving Levy of Taxes Imposed under Ordinance No. 03-81 upon)
(Contractors Contracting Papago Housing Authority Projects)
(Az. 26-20 and 26-21.)

RES. NO. 12-82

1 WHEREAS, the Papago Council did by Ordinance No. 03-81, enact on September
2 3, 1981, levy and impose privilege taxes upon prime contractors
3 engaging in business on the Papago Reservation measured by the
4 amount or volume of business transacted thereon; and

5 WHEREAS, the Ordinance provides that such taxes are imposed upon gross
6 income derived from such business after October 1, 1981; and

7 WHEREAS, the Ordinance provides that it take effect when "approved by
8 the Superintendent of the Papago Agency"; and

9 WHEREAS, the Superintendent did by letter dated September 11, 1981, advise
10 the Council that he had disapproved the Ordinance, which disapproval
11 was on December 2, 1981, rescinded by the Area Director of the
12 Bureau of Indian Affairs, thus making the Ordinance effective on
13 that date; and

14 WHEREAS, the Papago Housing Authority officially advertised two construction
15 projects (Az. 26-20 for 12 Elderly Rental Units, and Az. 26-21 for
16 144 Mutual Help Homes) for bids on November 17, 1981, prior to the
17 effective date, and without notice of the Ordinance; and

18 WHEREAS, the imposition of the privilege taxes without prior notice thereof
19 to bidding contractors would impose an unfair burden upon such
20 contractors, and the Papago Housing Authority has, at the suggestion
21 of the Department of Housing and Urban Development, submitted a
22 request that the requirements of Ordinance No. 03-81 be waived with
23 respect to these two projects.

24 NOW, THEREFORE, BE IT RESOLVED by the Papago Council that it does hereby
25 waive the requirements of Ordinance No. 03-81 and the levy of taxes
26 imposed thereunder with respect to projects Az. 26-20 and Az. 26-21
27 of the Papago Housing Authority.

28 The foregoing Resolution was duly enacted by the Papago Council on the 4th
29 day of February, 1982, at a meeting at which a quorum was present with a vote
30 of 724.5 for; 110.0 against; 313.5 not voting; and 0 absent,
31 pursuant to the authority vested in the Papago Council by Section 2 (f) and
32 (h) and Section 3 (a), (e) and (h) of Article V of the Constitution and By-laws
of the Papago Tribe of Arizona as amended, ratified by the Papago Tribe on
December 12, 1936, and approved by the Secretary of the Interior on January 6,
1937, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984). Said
Resolution is effective as of the date of its approval by the Superintendent

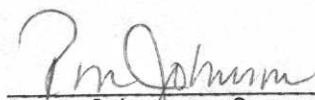
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Az. 26-20 and 26-21.
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1 of the Papago Agency and is subject to review by the Secretary of Interior.


2 THE PAPAGO COUNCIL

3 
4 Max H. Morris, Chairman

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6 ATTEST:

7 
8 Rose Johnson, Secretary

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10 RESOLUTION APPROVED this 4th day of February, 1982.

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13 Carl R. Abston
14 Acting Superintendent,
15 Papago Agency

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Moved: Rosemary Lopez

RESOLUTION- Housing Project Tax
Waiver for Projects Az.

Seconded: John B. Narcho

Resolution 26-20 and 26-21.
or
Ordinance # 12-82

Date: 02-04-82

Districts	Representatives	No of Votes	For	Against	Not Voting	Absent
BABOQUIVARI 175	1. Edward N. Kisto (Joann Garcia) 2. Kenneth Chico, Sr. (Donald Harvey)	87.5 87.5	X		X	
CHUKUT KUK 117	1. Rosemary Lopez (2. Harriet Toro (Lawrence Jose)	58.5 58.5	X X			
GU ACHI 123	1. Angelo J. Joaquin, Sr. (Joseph Pete Ramon) 2. Cipriano Manuel (Fernando Joaquin)	61.5 61.5	X		X	
GU VO 54	1. Cross Antone (Juan Joe Cipriano) 2. Alvin Virgil Lewis (Henry F. Manuel)	27.0 27.0		X	X	
HICKIWAN 79	1. Henry A. Ramon (James Angea) 2. Delma Garcia (Archie Pilone)	39.5 39.5	X X			
PISINEMO 82	1. Lamando Francisco (Herman Lopez) 2. Johnson Jose (Frank Garcia)	41.0 41.0	X X			
SAN LUCY 44	1. Max P. Jose (Garfield Lenzo) 2. Albert Gomez (Jeannie Morris)	22.0 22.0	X X			
SAN XAVIER 107	1. John B. Narcho (Simon Mamake) 2. John Lewis (Carmelita Mattias)	53.5 53.5	X		X	
SCHUK TOAK 83	1. Alex Juan (Francisco Jose, Jr.) 2. Jo Ann Francisco (Priscilla G. Domingo)	41.5 41.5		X X		
SELLS 168	1. Andrew M. Patricio (Larry Garcia) 2. Fred Stevens (Dennis Jose)	84.0 84.0	X		X	
SIF OIDAK 116	1. Elliot Lewis (Eugene Jose) 2. Nicklos Jose (Alice Norris)	58.0 58.0	X X			
TOTALS		1148.0	724.5	110.0	313.5	0