

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Financial System of the Tohono O'odham Nation)

RES. NO. 188-88

- 1 WHEREAS, the Chairperson of the Health and Human Services
2 Committee gave notice to the Budget and Finance
3 Committee of an I.H.S. on-site evaluation of the
4 Nation's financial system with regards to all existing
5 Grants and Contracts funded by I.H.S. (attached Letter
6 of Ms. Kay Carpentier, Dated: June 22, 1988); and
- 7 WHEREAS, the Chairperson of the Health and Human Services
8 Committee expressed concern of the fact that no
9 justification or reasons have been provided by I.H.S.
10 to warrant an evaluation; and
- 11 WHEREAS, the Budget and Finance Committee consulted with the
12 Chairman of the Nation, the Comptroller, and key
13 personnel of the Accounting Department to review and
14 determine the Nation's ability to respond to the
15 evaluation; and
- 16 WHEREAS, the Budget and Finance Committee established that the
17 Nation's Financial System has been non-existent since
18 January, 1988, which has resulted in the Nation being
19 in non-compliance of financial reporting requirements;
20 and
- 21 WHEREAS, the Budget and Finance Committee, in order to ascertain
22 the severity of the Nation's financial condition and
23 status, conducted closed interviews with all personnel
24 of the Accounting Department, and:
- 25 WHEREAS, upon completion of their investigation the Budget and
26 Finance Committee presented their findings to the
27 Chairman of the Nation along with the recommendation to
28 immediately remove the Comptroller due to gross neglect
29 of duty; and
- 30 WHEREAS, the Chairman of the Nation has taken the position not
31 to take any immediate action; and
32

1 WHEREAS, the Budget and Finance Committee has fully established
2 that the current status and condition of the Nation's
3 financial system require immediate action and have
4 prepared the following recommendations for the
5 Legislative Council's review and approval:

- 6 1. Modify the Accounting Office budget and reprogram
7 the funds allocated for the position of Comptroller
8 to the consultant line item in order to provide for
9 funds to hire the necessary consultants to conduct
10 an assessment of the Financial system of the Nation.
- 11 2. Contract with Moffatt and Associates to do an
12 assessment of the accounting activities and develop
13 an action plan on setting up a system.
- 14 3. Reaffirm the Budget and Finance Committee's
15 oversight authority over the Accounting Office
16 during this interim period of addressing the lack
17 of a financial system, and authorizing the Budget
18 and Finance Committee to develop interim policies
19 as may be necessary or required.

20 NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative
21 Council that:

- 22 1. The Accounting Office budget is hereby modified to
23 reprogram the balance of funds remaining allocated
24 for the position of Comptroller to the consultant
25 line item in order to provide for funds to hire the
26 necessary consultants to conduct an assessment of
27 the financial system of the Nation.
- 28 2. The Budget and Finance Committee are hereby
29 authorized to negotiate and enter into a contract
30 with Moffatt and Associates to do an assessment of
31 the accounting activities and develop an action
32 plan on setting up a system.
- 33 3. The Budget and Finance Committee's oversight
34 authority over the Accounting Office is hereby
35 reaffirmed for the duration of this interim period
36 of addressing the lack of a financial system, and
37 the Budget and Finance Committee are further
38 authorized to develop interim policies as may be
39 necessary or required.

40 The foregoing resolution was passed by the Tohono O'odham Council
41 on the 15th. day of July, 1988 at a meeting at which a quorum
42 was present with a vote of 1,460.5 for; 52.5 against; 127.0
43 not voting; and 03 absent, pursuant to the powers vested in the
44 Council by Section 1 (d) of Article VI of the Constitution of
45 the Tohono O'odham Nation, adopted by the Tohono O'odham Nation
46 on January 18, 1986, and approved by the Acting Deputy Assistant
47 Secretary - Indian Affairs (Operations) on March 6, 1986,
48 pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.
49 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Andrew M. Patricia
Harriet Toro, Legislative Chairperson

15 day of July, 1988.

ATTEST:

Teresa M. Choyguha
Teresa M. Choyguha, Legislative Secretary

15th day of July, 1988.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 15 day of July, 1988, at 3:56 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

Andrew M. Patricia
Harriet Toro, Legislative Chairperson

APPROVED) on the 18th day of July, 1988,
 DISAPPROVED) at 9:11 o'clock, A.M.

Enos J. Francisco, Jr.
ENOS J. FRANCISCO, JR., Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 18th day of July, 1988, at 9:45 o'clock, A.M.

Teresa M. Choyguha
Teresa M. Choyguha
Legislative Secretary

MOVED: Eugene Enis

SUBJECT: Financial System of

SECOND: Willard Juan, Sr.

the Tohono O'Odham Nation

DATE: July 15, 1988

RESOLUTION #188-88

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 138.0	1. Nicholas Jose (Letitia Garcia) 2. Willard Juan, Sr. (Melissa Gregorio)	69.0 69.0	X		X	
SELLS 257.0	1. Andrew Patricio (Daniel Lopez) 2. Fred Stevens ()	128.5 128.5	X X			
SCHUK TOAK 105.0	1. Julia Carrillo (JoAnn Francisco) 2. Joseph Juan (Frances Francisco)	52.5 52.5	X		X	
SAN XAVIER 126.0	1. Eugene Enis (Michael Rios) 2. Tony Felix (Carmelita Mattias)	63.0 63.0	X X			
BABOQUIVARI 241.0	1. Kenneth Chico, Sr. () 2. Joann Garcia (Frances Miguel)	120.5 120.5	X X			
GU ACHI 158.0	1. Percy Lopez () 2. Fernando Joaquin ()	79.0 79.0	X X			
PISINEMO 116.0	1. Johnson Jose () 2. Edward Manuel ()	58.0 58.0	X		X	
SAN LUCY 85.0	1. Max Jose (Dewey Ortega) 2. John Reno ()	42.5 42.5	X X			X
GU VO 117.0	1. Virgil Lewis (Roy Montana) 2. Cross Antone (Juan Joe Cipriano)	58.5 58.5	X X			X
HICKIWAN 128.0	1. Henry Ramon (Billy Manuel) 2. Lloyd Francisco (Eleanor Santos)	64.0 64.0	X X			
CHUKUT KUK 169.0	1. Rosita Ruiz (Rosemary Lopez) 2. Harriet Toro ()	84.5 84.5	X X			X
TOTAL		1,640.0	1460.5	52.5	127.0	03