

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing Transfer of funds within Administrative
Provision Budget/Implementation of Contract for
Professional Services)

RES. NO. 91-170

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3 WHEREAS, the Executive Office of the Tohono O'Odham Nation has
4 funds appropriated in the Administrative Provision account
5 for the purpose of providing services in the general
6 interest of the Nation; and

7 WHEREAS, this account has a contingency line item to account for
8 funds appropriated to meet unanticipated needs; and

9 WHEREAS, changes to an existing Mining Lease Agreement have been
10 proposed by the Lessee, Cyprus Minerals; and

11 WHEREAS, Cyprus' proposal regarding these changes would result in
12 the Nation incurring a liability of \$540,415 in regard to
13 overpayment of past royalty payments; and

14 WHEREAS, Cyprus' proposal would reduce the revenue received in
15 future periods by the Nation and the Districts by as much
16 as \$200,000 - \$300,000 per year over previous levels; and

17 WHEREAS, Cyprus has already reduced its payments to the Nation
18 without negotiating any change in the method of royalty
19 calculation; and

20 WHEREAS, the Executive Office wishes to begin negotiation with
21 Cyprus Minerals to establish the appropriate method of
22 royalty calculation; and

23 WHEREAS, the Executive Office has determined that it is in the best
24 interest of the Nation to hire a technical consultant in
25 the field of mining and metallurgy to provide professional
26 services in support of the Executive Branch as it
27 negotiates with regard to the proposed changes; and
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3 WHEREAS, the Executive Office has solicited proposals for the
4 necessary professional services, and will provide the
5 necessary services by awarding a contract to the
6 successful bidder; and

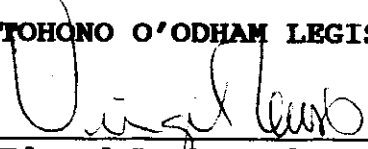
7 WHEREAS, there are sufficient funds already appropriated in the
8 Administrative Provision account, and recorded in the
9 contingency line to pay the proposed fee for professional
10 services.

11 NOW, THEREFORE, BE IT RESOLVED that the Legislative Council of the
12 Tohono O'odham Nation authorizes the modification of the
13 Administrative Provision budget of the Executive Office
14 to establish a line item for Professional Services.

15 BE IT FURTHER RESOLVED that the Legislative Council authorizes
16 transfer of \$15,000., from the contingency line item to
17 line for Professional Services, and implementation of a
18 contract for services in support of contract negotiations.

19 The foregoing Resolution was passed by the Tohono O'odham Council
20 on the 13th day of May, 1991 at a meeting at which a quorum was
21 present with a vote of 1,441.0 for; 219.5 against; 63.5 not
22 voting; 02 absent, pursuant to the powers vested in the Council
23 by Section 1(d) of Article VI 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).

24 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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26 
27 For Edward D. Manuel, Legislative Chairman

28 22nd day of May, 1991.

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ATTEST:

Teresa M. Choyguha
Teresa M. Choyguha, Legislative Secretary

22nd day of May, 1991.

Said Resolution was submitted for approval to the office of the
Chairman of the Tohono O'odham Nation on the 22nd day of
May, 1991, at 11:23 o'clock, A.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

Edward D. Manuel
For Edward D. Manuel, Legislative Chairman

[] APPROVED) on the 23 day of May, 1991.
[] DISAPPROVED) at 5:10 o'clock, P.M.

Angelo J. Joaquin, Sr.
ANGELO J. JOAQUIN, SR., Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 24th day of
May, 1991, at 10:48 o'clock, A.M.

Teresa M. Choyguha
Teresa M. Choyguha
Legislative Secretary

MOVED: COUNCILMAN JOHN RENOSUBJECT: AUTHORIZING TRANSFER OF FUNDS ADMINISTRATIVESECOND: COUNCILMAN EUGENE ENISPROVISION BUDGET/IMPLEMENTATION OF CONTRACT FORDATE: MAY 13, 1991PROFESSIONAL SERVICES

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABAQUIVARI 229.0	1. Earl A. Francisco (Kenneth Chico)	114.5	X			
	2. Joann Garcia (Frances Miquel)	114.5	X			
CHUKUT KUK 163.0	1. Rosita Ruiz (Rosemary Lopez)	81.5	X			
	2. Kenneth Williams (Harriet Toro)	81.5	X			
GU ACHI 166.0	1. Percy Lopez ()	83.0		X		X
	2. Alex Ramon (Fernando Joaquin)	83.0		X		
GU VO 114.0	1. Juan Joe Cipriano	57.0	X			X
	2. Virgil Lewis (Michael Flores)	57.0	X			
HICKIWAN 125.0	1. Lloyd Francisco (Billy C. Manuel)	62.5	X			
	2. Lenora Montana ()	62.5	X			
PISINEMO 119.0	1. Johnson Jose ()	59.5	X			
	2. Edward Manuel (Alex Antone)	59.5	X			
SAN LUCY 106.0	1. Albert Manuel, Jr. (Max P. Jose)	53.0	X			
	2. John Reno ()	53.0	X			
SAN XAVIER 127.0	1. Eugene Enis, Sr. (Michael Rios)	63.5	X			
	2. Joanne C. Preston (Carmelita Mattias)	63.5			X	
SCHUK TOAK 107.0	1. JoAnn Francisco (David Valenzuela, Sr)	53.5	X			
	2. Joseph Juan (Frances Francisco)	53.5		X		
SELLS 310.0	1. Joseph T. Joaquin (Larry Garcia)	155.0	X			
	2. Andrew Patricio (Daniel Lopez)	155.0	X			
SIF OIDA 158.0	** 1. Mary Ann Antone (Nina Jose)	79.0	X			
	2. Willard Juan, Sr. (Melissa Gregorio)	79.0	X			
TOTAL		1,724.0	1,441.0	219.5	63.5	02

**PASSED VOTES