

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Delegating to the Chairman of the Tohono O'Odham Nation,
Authority to Agree to a Limited Waiver of Sovereign Immunity from
Suit for the Purpose of Entering Into Contracts to Lease and/or
Purchase Vehicles for the Nation's Programs, Departments
and Branches)**

RESOLUTION NO. 93-429

**WHEREAS, the Tohono O'Odham Nation is a sovereign tribal government
and as such enjoys all the attributes of governmental
sovereignty, including immunity from suit; and**

**WHEREAS, from time, to time it is in the interest of the Nation to authorize
limited waiver of immunity from suit; and**

**WHEREAS, when the Nation engages in commercial transactions for the
purchases and leases of vehicles from non-tribal entities, the
Nation is regularly requested to waive its immunity from suit as
a condition of the transaction in order to promise a recourse
against the Nation in event of default by the Nation under the
terms of the transaction; and**

**WHEREAS, we find, that the Chairman of the Tohono O'Odham Nation
requires this limited delegation of authority in order to
efficiently execute the Nation's business in a timely manner.**

**NOW, THEREFORE, BE IT RESOLVED that upon written recommendation
of either the Chief Financial Officer or the Nation's Treasurer,
verifying the adequacy of funds available for the proposed
vehicle lease or purchase, the Chairman of the Tohono**

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O'Odham Nation is authorized to, on behalf of the Nation, enter into commercial transactions for the purposes of leases and purchases of vehicles from non-tribal entities, whose terms require the Nation to waive its immunity from suit as a condition of the transaction in order to provide a means of recourse against the Nation in the event of default by the Nation under the terms of the transaction.

BE IT FURTHER RESOLVED that either the Chief Financial Officer or the Nation's Treasurer shall report the status of all vehicle purchase and lease transactions to the Budget & Finance Committee as requested and not less than four times a year.

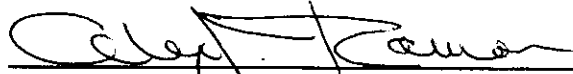
The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 24TH day of NOVEMBER, 1993 at a meeting at which a quorum was present with a vote of 1,763.0 FOR; -0- AGAINST; -0- NOT VOTING; and 04 ABSENT, pursuant to the powers vested in the Council by Section 1(d) of Article VI 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).

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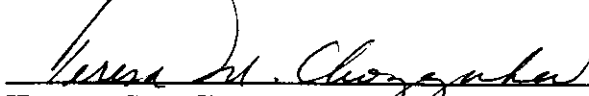
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Alex J. Ramon, Legislative Chairman

24th day of November, 1993

ATTEST:




Teresa M. Choyguha, Legislative Secretary

24th day of November, 1993.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 24th day of November, 1993 at 6:22 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.

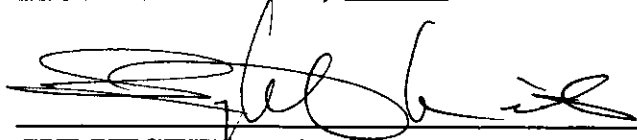
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Alex J. Ramon, Legislative Chairman

☒ APPROVED on the 30 day of November, 1993

☐ DISAPPROVED) at 9:50 o'clock, A.M.



SYLVESTER LISTO, Chairman
TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 30th day of November,
1993, at 3:37 o'clock, P.M.

Teresa M. Choyguha
Teresa M. Choyguha, Legislative Secretary

ACTION: DELEGATING TO THE CHAIRMAN OF THE TOHONO O'ODHAM NATION, AUTHORITY TO AGREE TO A LIMITED WAIVER OF SOVEREIGN IMMUNITY FROM SUIT FOR THE PURPOSE OF ENTERING INTO CONTRACTS TO LEASE AND/OR PURCHASE VEHICLES FOR THE NATION'S PROGRAMS, DEPARTMENTS & BRANCHES

Moved: COUNCILWOMAN MARY ANN ANTONE

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: NOVEMBER 24, 1993

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 151.0	1. WILLARD JUAN, SR. (Delbert Thomas)	75.5	X			
	2. MARY ANN ANTONE (Nellie Miguel)	75.5	X			
SELLS 290.0	1. ANDREW M. PATRICIO (Lucille Encinas)	145.0	X			
	2. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	145.0	X			
SCHUK TOAK 113.0	1. FRANCES FRANCISCO ()	56.5	X			X
	2. KENNETH J. ANTONE ()	56.5	X			
SAN XAVIER 135.0	1. EUGENE ENIS, SR. ** ()	67.5	X			
	2. DENNIS RAMON ()	67.5	X			
BABOQUIVARI 230.0	1. FRANCES MIGUEL ()	115.0	X			
	2. EARL A. FRANCISCO (Lucilda Norris)	115.0	X			
GU ACHI 180.0	1. WILLARD ANITA ()	90.0	X			
	2. ALEX J. RAMON (Marian Johnson)	90.0	X			
PISINEMO 128.0	1. CHESTER ANTONE (Fernando Valentine)	64.0	X			
	2. JOHNSON M. JOSE (Roseleen Antone)	64.0	X			
SAN LUCY 98.0	1. JOHN RENO ()	49.0	X			
	2. ALBERT MANUEL, JR. (Ernestine Marquez)	49.0	X			X
GU VO 124.0	1. EMILIO LEWIS ()	62.0	X			
	2. MICHAEL FLORES (Fern Salcido)	62.0	X			X
HICKIWAN 136.0	1. MANUEL OSEQUEDA, JR. ()	68.0	X			X
	2. LLOYD FRANCISCO (Henry A. Ramon)	68.0	X			
CHUKUT KUK 178.0	1. ALBERTA M. LOPEZ (Berdella Jose)	89.0	X			
	2. KENNETH WILLIAMS ()	89.0	X			
TOTAL		1,763.0	1,763.0	-0-	-0-	04

****PASSED VOTES**