

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(FY-94 Tohono O'Odham Children's Home Budget Modification  
No. 1 which reflects Grant Assistance Dollars at 50%  
of Allocation and also De-obligates FY 93 Repair &  
Maintenance-Building Dollars and Re-obligates  
Repair & Maintenance Building Dollars in the  
FY 94 Contract)**

**RESOLUTION NO. 94-039**

**WHEREAS, the Tohono O'Odham Nation is presently operating  
the Tohono O'Odham Children's Home Program  
under FY-1994 P. L. 93-638 Contract with the Bureau  
of Indian Affairs; and**

**WHEREAS, on December 01, 1993 FY-94 BIA Negotiations were  
held and the Nation was informed that we were to  
receive 50% of our grant assistance funds which fund  
the programs costs in the Social Service Budget also  
the Children's Home, Boys, Girls, Developmentally  
Disabled, Adult Group Homes and the EARN Program;  
and**

**WHEREAS, the reason this was being imposed on the Nation was  
due to the Central Office in Washington identified  
that the Nation had funds sitting in the P-638 System;  
and**

**WHEREAS, the Nation proceeded to comply with the request due  
to the fact that outstanding issues in regards to the  
P-638 balances would be resolved quickly and the**

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dollars sitting in the P-638 system would be liquidated; and

**WHEREAS, several meetings took place with Tribal Personnel to resolve this issue; and**

**WHEREAS, on January 21, 1994 the Nation submitted a letter to the Area Director, Mr. Walt Mills, along with budgets that exceeded the 1.6 million limitation due to the fact that the Nation projected by the end of 03/31/94 we would be in a deficit of approximately \$145,000.; and**

**WHEREAS, the letter also requested a meeting with the Area Director on January 27, 1994 which was held with appropriate Tribal Personnel and also representatives from the Legislative Council; and**

**WHEREAS, the outcome of this meeting resulted in the following:**

**The Nation agreed to submit budgets within the \$1.6 million dollars and the Repair & Maintenance dollars be de-obligated from the FY-93 contract**

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**and re-obligated in the FY 94 contract. This was requested so the renovations could continue and allow us to close out the FY-93 contract; and**

**WHEREAS, the Nation informed the Bureau Personnel that by the end of February, 1994 if no word came down on the restoration of our FY-94 allocation was received, the Nation would take further steps to get this resolved; and**

**WHEREAS, due to the above reasons, the Nation request to de-obligate FY 1993 funds in the amount of \$73,848.54 from the Tohono O'Odham Children's Home Program Contract No. 1450CTH54T61039 and obligate these funds in the FY 1994 Contract No. 1450CTH54T61052; and**

**WHEREAS, the Tohono O'Odham Children's Home Program has prepared and submitted budget modifications to obligate the amount and reflect grant assistance dollars at 50% of funding for review and approval by the Tohono O'Odham Legislative Council.**

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**NOW, THEREFORE, BE IT RESOLVED by the Tohono O'Odham Legislative Council that it does hereby approve the amendment to the Tohono O'Odham Children's Home Program budget and requests the Bureau of Indian Affairs to incorporate the said budget into the FY-94 Tohono O'Odham Children's Home Program Contract No. 1450CTH54T61052.**

**BE IT FURTHER RESOLVED by the Tohono O'Odham Legislative Council that the Tohono O'Odham Nation's Officials, to wit: the Chairman and any designated official are hereby authorized to negotiate and execute the contract, provided however, that any amendments affecting the funding or funding levels of this contract shall be submitted for further prior approval by this Council.**

**The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 10TH. day of FEBRUARY, 1994 at a meeting at which a quorum was present with a vote of 1,583.0 FOR; -0- AGAINST; -0- NOT VOTING; and 180.0 [07] ABSENT,**

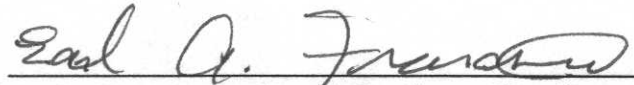
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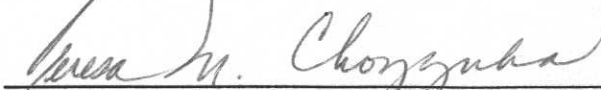
**pursuant to the powers vested in the Council by Section 1(f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).**

**TOHONO O'ODHAM LEGISLATIVE COUNCIL**

  
**Alex J. Ramon, Legislative Chairman**

11 day of Feb., 1994

**ATTEST:**

  
**Teresa M. Choyguha, Legislative Secretary**

11<sup>th</sup> day of February, 1994.

**Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 11 day of Feb., 1994 at 3:31 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.**




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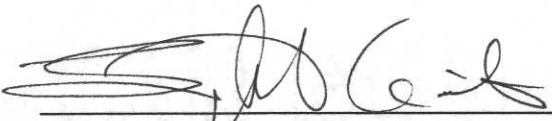
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**TOHONO O'ODHAM LEGISLATIVE COUNCIL**

  
for **Alex J. Ramon, Legislative Chairman**

**APPROVED** on the 11 day of February, 1994

**DISAPPROVED** at 6:03 o'clock, P..M.

  
**SYLVESTER LISTO, Chairman  
TOHONO O'ODHAM NATION**

**Returned to the Legislative Secretary on the 14<sup>th</sup> day of  
February, 1994, at 9:26 o'clock, A.M.**

  
**Teresa M. Choyguha, Legislative Secretary**

**ACTION:** FY 94 T.O. CHILDREN'S HOME BUDGET MOD.NO. 1 WHICH REFLECTS GRANT ASSISTANCE DOLLARS AT 50% OF ALLOCATION AND ALSO DE-OBLIGATES FY 93 REPAIR & MAINTENANCE BLDG. DOLLARS AND RE-OBLIGATES REPAIR & MAINTENANCE BLDG. DOLLARS IN THE FY 94 CONTRACT

**MOVED:** COUNCILWOMAN FRANCES MIGUEL

**SECOND:** COUNCILMAN KENNETH ANTONE

**DATE:** FEBRUARY 10, 1994

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF Oidak</b> 151.0	1. WILLARD JUAN, SR. (Delbert Thomas)	75.5	X			
	2. MARY ANN ANTONE** (Nellie Miguel)	75.5	X			
<b>SELLS</b> 290.0	1. ANDREW M. PATRICIO (Lucille Encinas)	145.0	X			
	2. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	145.0	X			X
<b>SCHUK TOAK</b> 113.0	1. FRANCES FRANCISCO ( )	56.5	X			X
	2. KENNETH J. ANTONE ( )	56.5	X			
<b>SAN XAVIER</b> 135.0	1. EUGENE ENIS, SR. ( )	67.5	X			X
	2. DENNIS RAMON ( )	67.5	X			
<b>BABOQUIVARI</b> 230.0	1. FRANCES MIGUEL ( )	115.0	X			
	2. EARL A. FRANCISCO ( )	115.0	X			
<b>GU ACHI</b> 180.0	1. WILLARD ANITA ( )	90.0				X
	2. ALEX J. RAMON (Marian Johnson)	90.0				X
<b>PISINEMO</b> 128.0	1. CHESTER ANTONE (Fernando Valentine)	64.0	X			X
	2. JOHNSON M. JOSE (Roseleen Antone)	64.0	X			
<b>SAN LUCY</b> 98.0	1. JOHN RENO ( )	49.0	X			
	2. ALBERT MANUEL, JR. (Ernestine Marquez)	49.0	X			
<b>GU VO</b> 124.0	1. EMILIO LEWIS ( )	62.0	X			
	2. MICHAEL FLORES (Fern Salcido)	62.0	X			X
<b>HICKIWAN</b> 136.0	1. MANUEL OSEQUEDA, JR. ( )	68.0	X			
	2. LLOYD FRANCISCO ( )	68.0	X			
<b>CHUKUT KUK</b> 178.0	1. ALBERTA M. LOPEZ ** (Berdella Jose)	89.0	X			
	2. KENNETH WILLIAMS ( )	89.0	X			
<b>TOTAL</b>		<b>1,763.0</b>	<b>1,583.0</b>	<b>-0-</b>	<b>-0-</b>	<b>180.0</b> <b>[07]</b>

**\*\*PASSED VOTES**