

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Amendment No. 2 to Attorney Contract
with Brown & Bain)

RESOLUTION NO. 95-378

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4 **WHEREAS,** by Resolution 94-473 and 95-206, the Tohono O'odham Legislative
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6 Council approved an Attorney Contract (and Amendment No. 1
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8 thereto) with the law firm of Brown & Bain to provide legal
9
10 representation to the Nation in connection with certain bankruptcy
11 proceedings; and

12 **WHEREAS,** the attorney contract (as amended) is in the amount of \$76,400., for
13
14 fiscal year 1995; and

15 **WHEREAS,** there has been a significant increase in attorney time and expense
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17 associated with protecting the Nation's interests in the bankruptcy
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19 proceeding involving the Central Arizona Irrigation & Drainage
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21 District, the related negotiations concerning a restructuring of the
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23 Central Arizona Project ("CAP"), and the lawsuit recently filed by
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25 the Central Arizona Water Conservation District against the United
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27 States affecting the availability of CAP water to satisfy the Nation's
28 water claims; and

WHEREAS, the additional sum of \$40,000., is required for legal fees and

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expenses to assure uninterrupted legal representation in these matters through September 30, 1995; and

WHEREAS, sufficient funds are available in the budget of the Office of Attorney General to supplement the Attorney Contract by such amount; and

WHEREAS, the Domestic Affairs Committee recommends approval of Amendment No. 2 to the Attorney Contract to increase the Contract amount by \$40,000.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Tohono O'odham Legislative Council hereby approves Amendment No. 2 to the Attorney Contract with the law firm of Brown & Bain, in the form attached hereto, which increases the Contract amount by \$40,000., payable from the fiscal year 1995 operating budget of the Office of Attorney General.
2. The Chairman of the Nation is authorized and directed to execute Amendment No. 2 to such Contract.

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The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 9TH day of AUGUST, 1995 at a meeting at which a quorum was present with a vote of 1,560.5 FOR; 58.5 AGAINST; 257.0 NOT VOTING; and 05 ABSENT, pursuant to the powers vested in the Council by Section 2(a) 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


Dennis Ramon, Legislative Chairman

15 day of August, 1995

ATTEST:


Frances Antone, Legislative Secretary

14th day of August, 1995

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 15 day of August, 1995 at 10:50 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.

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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Dennis Ramon, Legislative Chairman

APPROVED

on the 15th day of August, 1995

DISAPPROVED

at 2:10 o'clock, P.M.



**EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 16th day of

August, 1995, at 9:32 o'clock, A.M.



Frances Antone, Legislative Secretary

ACTION: APPROVING AMENDMENT NO. 2 TO ATTORNEY CONTRACT WITH BROWN & BAIN

MOVED: COUNCILWOMAN MARY ANN ANTONE

SECOND: COUNCILMAN WILLARD ANITA

DATE: AUGUST 9, 1995

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 160.0	1. MARY ANN ANTONE (Nellie Miguel)	80.0	X			
	2. RITA MARTINEZ (Maxine Norris)	80.0	X			
SELLS 314.0	1. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	157.0	X			
	2. LUCILLE ENCINAS (Cynthia Chico)	157.0	X			X
SCHUK TOAK 117.0	1. KENNETH J. ANTONE ()	58.5	X			
	2. MARY JANE JUAN-MOORE ()	58.5		X		
SAN XAVIER 142.0	1. DENNIS RAMON ()	71.0	X			
	2. TONY BURRELL ()	71.0	X			
BABOQUIVARI 257.0	1. EDWARD KISTO (Idella Stanley)	128.5			X	
	2. FRANCES MIGUEL (Kenneth Chico, Sr.)	128.5			X	X
GU ACHI 187.0	1. ALEX J. RAMON (Marian Johnson)	93.5	X			X
	2. WILLARD ANITA (Louis Johnson)	93.5	X			
PISINEMO 135.0	1. JOHNSON JOSE (Roseleen Antone)	67.5	X			
	2. BARBARA SALVICIO ()	67.5	X			
SAN LUCY 105.0	1. ALBERT MANUEL, JR. ()	52.5	X			X
	2. JOHN RENO (Mary Hoffman)	52.5	X			
GU VO 134.0	1. MICHAEL FLORES ()	67.0	X			X
	2. FERN SALCIDO (Larry Montana)	67.0	X			
HICKIWAN 142.0	1. LLOYD FRANCISCO ()	71.0	X			
	2. ALEX JOSE ()	71.0	X			
CHUKUT KUK 183.0	1. KENNETH WILLIAMS ()	91.5	X			
	2. DAVID GARCIA (Marvin Thomas)	91.5	X			
TOTAL		1,876.0	1,560.5	58.5	257.0	05

**PASSED VOTES