

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving FY 97 Attorney Contract for Richard B. Bacal to Serve**  
**as Conflict Attorney)**

**RESOLUTION NO. 96-497**

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5 **WHEREAS, there are no other attorneys to handle conflicts which the Nation's**  
6 **Advocate Program is not ethically allowed to handle in the increasing**  
7 **needs of tribal members for legal representation in civil and criminal**  
8 **matters; and**

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11 **WHEREAS, the Advocate Program wishes to retain Richard B. Bacal to be**  
12 **appointed to represent clients with conflicts of interest who can not**  
13 **be represented by the Nation's Advocate Program; and**

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15 **WHEREAS, the Advocate Program wishes to retain Richard B. Bacal as Conflict**  
16 **Attorney for the twelve (12) months of FY 97, and projects the cost**  
17 **of such services at \$1,000.00; and**

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20 **WHEREAS, the Advocate Program has presented a contract for Richard B. Bacal**  
21 **which confirms and ratifies the terms and conditions related to**  
22 **future services, a copy of which is attached; and**

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25 **WHEREAS, the Domestic Affairs Committee recommends approval by the**  
26 **Legislative Council of Attorney Contract with Richard B. Bacal on**  
27 **such terms.**  
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**NOW, THEREFORE, BE IT RESOLVED THAT:**

1. The Legislative Council ratifies and approves the Conflict Attorney Contract for Richard B. Bacal, in the form attached hereto, for the period of October 1, 1996 through September 30, 1997 in the amount not to exceed \$1,000.00 respectively.
2. Funding for the Conflict Attorney Contract for Richard B. Bacal shall be provided under the operating budget of the Advocate Program for Fiscal Year 1997.

The foregoing Resolution was passed by the Tohono O'Odham Council on the 9TH day of OCTOBER, 1996 at a meeting at which a quorum was present with a vote 1,436.5 FOR; -0- AGAINST; 125.5 NOT VOTING; and 314.0 [07] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 2(a), 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**

  
for Dennis Ramon, Legislative Chairman

11th day of October, 1996

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**ATTEST:**

  
\_\_\_\_\_  
Frances Antone, Legislative Secretary

11<sup>th</sup> day of October, 1996

Said Resolution was submitted for approval to the office of the Chairman of the  
Tohono O'Odham Nation on the 11<sup>th</sup> day of October, 1996 at  
3:48 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**

  
\_\_\_\_\_  
for Dennis Ramon, Legislative Chairman

**APPROVED**

on the 14<sup>th</sup> day of October, 1996

**DISAPPROVED**

at 4:15 o'clock, P.M.

  
\_\_\_\_\_  
EDWARD D. MANUEL, Chairman

**TOHONO O'ODHAM NATION**

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Returned to the Legislative Secretary on the 15<sup>th</sup> day of

October, 1996, at 10:08 o'clock, A.M.

Francis Antone  
Francis Antone, Legislative Secretary

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**ACTION:** APPROVING FY 97 ATTORNEY CONTRACT FOR RICHARD B. BACAL TO SERVE AS CONFLICT ATTORNEY

**Moved:** COUNCILMAN JOSEPH JUAN

**SECOND:** COUNCILMAN TONY BURRELL

**DATE:** OCTOBER 9, 1996

| DISTRICT                    | LEGISLATIVE REPRESENTATIVES                    | # OF VOTES     | FOR            | AGAINST    | NOT VOTING   | ABSENT                |
|-----------------------------|--|----------------|----------------|------------|--------------|-----------------------|
| <b>SIF OIDA</b><br>160.0    | 1. MARY ANN ANTONE<br>(Nellie Miguel)          | 80.0           | X              |            |              |                       |
|                             | 2. RITA MARTINEZ<br>(Maxine Norris)            | 80.0           | X              |            |              | X                     |
| <b>SELLS</b><br>314.0       | 1. JOSEPH T. JOAQUIN<br>(Allen W. Garcia, Jr.) | 157.0          |                |            |              | X                     |
|                             | 2. LUCILLE ENCINAS<br>(Cynthia Chico)          | 157.0          |                |            |              | X                     |
| <b>SCHUK TOAK</b><br>117.0  | 1. KENNETH J. ANTONE<br>( )                    | 58.5           |                |            | X            |                       |
|                             | 2. JOSEPH JUAN<br>( )                          | 58.5           | X              |            |              |                       |
| <b>SAN XAVIER</b><br>142.0  | 1. DENNIS RAMON<br>( )                         | 71.0           | X              |            |              |                       |
|                             | 2. TONY BURRELL<br>( )                         | 71.0           | X              |            |              |                       |
| <b>BABOQUIVARI</b><br>257.0 | 1. EDWARD KISTO<br>(Idella Stanley)            | 128.5          | X              |            |              |                       |
|                             | 2. FRANCES MIGUEL<br>(Kenneth Chico, Sr.)      | 128.5          | X              |            |              | X                     |
| <b>GU ACHI</b><br>187.0     | 1. WILLARD ANITA<br>(Louis Johnson)            | 93.5           | X              |            |              |                       |
|                             | 2. ALEX J. RAMON<br>(Marian Johnson)           | 93.5           | X              |            |              | X                     |
| <b>PISINEMO</b><br>135.0    | 1. JOHNSON JOSE<br>(Roseleen Antone)           | 67.5           | X              |            |              | X                     |
|                             | 2. BARBARA SALVICIO<br>( )                     | 67.5           | X              |            |              |                       |
| <b>SAN LUCY</b><br>105.0    | 1. ALBERT MANUEL, JR.<br>( )                   | 52.5           | X              |            |              |                       |
|                             | 2. JOHN RENO<br>(Mary Hoffman)                 | 52.5           | X              |            |              |                       |
| <b>GU VO</b><br>134.0       | 1. GLORIA MONTANA<br>( )                       | 67.0           | X              |            |              |                       |
|                             | 2. FERN SALCIDO<br>(Larry Montana)             | 67.0           |                |            | X            |                       |
| <b>HICKIWAN</b><br>142.0    | 1. LLOYD FRANCISCO<br>( )                      | 71.0           | X              |            |              |                       |
|                             | 2. ALEX JOSE<br>( )                            | 71.0           | X              |            |              |                       |
| <b>CHUKUT KUK</b><br>183.0  | 1. KENNETH WILLIAMS<br>( )                     | 91.5           | X              |            |              | X                     |
|                             | 2. DAVID GARCIA<br>(Marvin Thomas)             | 91.5           | X              |            |              |                       |
| <b>TOTAL</b>                |  | <b>1,876.0</b> | <b>1,436.5</b> | <b>-0-</b> | <b>125.5</b> | <b>314.0<br/>[07]</b> |

**\*\*PASSED VOTES**