

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Resolution for the Continuance of Authority for the Executive Branch
to Manage all Activities of the Nation's Farming Operations for an
Additional 180 Days or until September 30,1998)**

RESOLUTION NO. 98-129

WHEREAS, the Tohono O'odham Legislative Council approved Resolution No. 96-387 which authorized the Executive Branch to assume all management functions of the Nation's farming operations, effective September 9, 1996 for a period of 180 days; and

WHEREAS, Resolution No. 96-387 required the Executive Branch to conduct a fraud audit and such audit was conducted and the results were reported to the Legislative Council; and

WHEREAS, as a result of these findings of the fraud audit, Resolution No. 96-511 authorized the submission of this matter to the United States Attorney and the Federal Bureau of Investigations and these agencies are in the process of conducting a criminal investigation; and

WHEREAS, Resolution No. 97-101 provided (1) the Executive Branch additional time to develop and implement management systems (such as, but not limited to, financial management, personnel policies, purchasing regulations, accounting system development, inventory control) which will correct the systemic deficiencies noted in the preliminary audit, (2) propose amendments to the TOFA Plan of Operation for consideration by the Legislative Council, and (3) assess candidates and present for Council approval nominations to fill the vacancies on the TOFA Management Board; and

WHEREAS, Resolution 97-109 amended Resolution 97-101 to read:

- (a) The repeal of the Restated Plan of Operation of the Tohono O'odham Farming Authority is rescinded retroactive to the**

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effective date of Resolution No. 97-101; and

- (b) The suspension of the Restated Plan of Operation of the Tohono O'odham Farming Authority pursuant to Resolution No. 96-387 is hereby continued and extended from the expiration date of the suspension period prescribed in Resolution No. 96-387 through September 30, 1997; and**

WHEREAS, the Executive Agriculture Committee and the Chairman requested and received an additional six (6) months (until March 31, 1998) to complete the previously identified farm administrative tasks required for farm reform for policy development, systemic design and process implementation under Resolution No. 97-430; and

WHEREAS, the Executive Agriculture Committee and the Chairman requires time and consideration for a transition period to appoint a new Tohono O'odham Farming Authority Board and to officially adopt the Plan of Operation through scheduled District meetings.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Chairman of the Nation is authorized to continue all management functions associated with the Nation's farming operations, retroactive to March 31, 1998, for a continuance for an additional 180 days or September 30, 1998.


The foregoing Resolution was passed by the Tohono O'odham Council on the 13TH day of APRIL, 1998 at a meeting at which a quorum was present with a vote of 1,854.0 FOR; -0- AGAINST; 73.0 NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Section 1 (b) 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



Dennis Ramon, Legislative Chairman
17th day of April, 19 98

ATTEST:



Julianna Saraficio, Acting Legislative Secretary
13th day of April, 19 98.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 17th day of April, 19 98 at 4:36 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




Dennis Ramon, Legislative Chairman

APPROVED

on the 17th day of April, 19 98

DISAPPROVED

at 5:30 o'clock, P.M.



EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 20th day of

April, 19 98, at 1:48 o'clock, P.M.

**Julianna Saraficio
Julianna Saraficio, Acting Legislative Secretary**

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ACTION: RESOLUTION FOR THE CONTINUANCE OF AUTHORITY FOR THE EXECUTIVE BRANCH TO MANAGE ALL ACTIVITIES OF THE NATION'S FARMING OPERATIONS FOR AN ADDITIONAL 180 DAYS OR UNTIL SEPTEMBER, 30,1998

MOVED: COUNCILMAN AMBROSE ENCINAS

SECOND: COUNCILWOMAN FRANCES ANTONE

DATE: APRIL 13, 1998

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 189.0	1. DAVID GARCIA (Marvin Thomas) 2. KENNETH WILLIAMS (Arnold F. Smith Sr.)	94.5 94.5	X X			
HICKIWAN 146.0	1. ALEX JOSE () 2. LLOYD FRANCISCO (Susan Sam)	73.0 73.0		X		
GU VO 142.0	1. FERN SALCIDO (Larry Montana) 2. GLORIA MONTANA (Phillip Antone)	71.0 71.0	X X			
SAN LUCY 114.0	1. JOHN RENO (Mary Hoffman) 2. ALBERT MANUEL, JR. (Jana Montana)	57.0 57.0	X X			X
PISINEMO 139.0	1. BARBARA SALVICIO () 2. JOHNSON JOSE ()	69.5 69.5	X X			
GU ACHI 190.0	1. LOUIS JOHNSON () 2. ALEX J. RAMON ()	95.0 95.0	X X			
BABOQUIVARI 258.0	1. FRANCES MIGUEL () 2. FRANCES G. ANTONE (Edward N. Kisto)	129.0 129.0	X X			X
SAN XAVIER 146.0	1. TONY BURRELL () 2. DENNIS RAMON ()	73.0 73.0	X X			
SCHUK TOAK 120.0	1. JOSEPH JUAN () 2. AMBROSE ENCINAS ()	60.0 60.0	X X			
SELLS 322.0	1. DENNIS E. JOSE () 2. EVELYN JUAN ()	161.0 161.0	X X			
SIF OIDAK 161.0	1. RITA MARTINEZ (Maxine Norris) 2. MARY ANN ANTONE (Darlene Andrew)	80.5 80.5	X X			X
TOTAL		1,927.0	1,854.0	-0-	73.0	[03]

****PASSED VOTES**