

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Creation of a Dedicated Revenue Account for the Deposit of
Solid Waste Disposal Fees and Recycling Revenue and the Modification
of the Program's Budget)**

RESOLUTION NO. 98-236

WHEREAS, the Tohono O'odham Nation ("Nation"), in exercise of its sovereign authority, desires to manage and regulate the storage, collection, recycling, transportation and disposal of solid waste and certain hazardous waste on lands within the boundaries of the Nation in order to protect the Nation's environment, its natural resources, the political integrity and economic security of the Nation, and the health, safety and welfare of its members and all persons present on the lands of the Nation; and

WHEREAS, the Tohono O'odham Legislative Council ("Legislative Council") adopted the Solid Waste Management Code and Solid Waste Management Plan on February 12, 1997 by Resolution No. 97-041; and

WHEREAS, the Tohono O'odham Solid Waste Plan directs the Solid Waste Management Program to implement a system of collection, recycling and disposal of solid waste, and certain hazardous waste; and

WHEREAS, the Solid Waste Management Plan has the Solid Waste Management Program collecting solid waste fees to help pay for the program's costs; and

WHEREAS, the residential and commercial customers pay for about half of the program's costs, and the Nation pays for the other half of the program's costs; and

WHEREAS, to provide solid waste collection service to all residents in all villages of the Nation additional solid waste bins need to be purchased; and

WHEREAS, in order for the timely collection and disposal of solid waste, the

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program's employees will need to work overtime from time to time.

NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby authorizes the modification of the Solid Waste Management Program's budget as detailed in the attached budget modification request.

BE IT FURTHER RESOLVED that a dedicated revenue account be established for the solid waste management program in which all solid waste and recycling revenues generated by the program shall be deposited and as such these funds will be expended by the program to offset general fund budget requests.

The foregoing Resolution was passed by the Tohono O'odham Council on the 05TH day of JUNE, 1998 at a meeting at which a quorum was present with a vote of 1,813.0 FOR; -0- AGAINST; -0- NOT VOTING; and 114.0 [07] ABSENT, pursuant to the powers vested in the Council by Section 1(d)(2) & (3) 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

8th day of June, 19 98

ATTEST:



Julianna Saraficio, Acting Legislative Secretary

5th day of June, 19 98

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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 8th day of June, 19 98 at 2:37 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 9th day of June, 19 98

DISAPPROVED

at 9:35 o'clock, A.M.



EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 9th day of

June, 19 98, at 10:15 o'clock, A.M.



Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING THE CREATION OF A DEDICATED REVENUE ACCOUNT FOR THE DEPOSIT OF SOLID WASTE DISPOSAL FEES AND RECYCLING REVENUE AND THE MODIFICATION OF THE PROGRAM'S BUDGET

Moved: COUNCILMAN JOSEPH JUAN

SECOND: COUNCILMAN AMBROSE ENCINAS

DATE: JUNE 05, 1998

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 189.0	1. DAVID GARCIA (Marvin Thomas)	94.5	X			
	2. KENNETH WILLIAMS (Arnold F. Smith Sr.)	94.5	X			
HICKIWAN 146.0	1. ALEX JOSE ()	73.0	X			
	2. LLOYD FRANCISCO (Susan Sam)	73.0	X			
GU VO 142.0	1. FERN SALCIDO (Larry Montana)	71.0	X			
	2. GLORIA MONTANA (Phillip Antone)	71.0	X			X
SAN LUCY 114.0	1. JOHN RENO (Mary Hoffman)	57.0				X
	2. ALBERT MANUEL, JR. (Jana Montana)	57.0				X
PISINEMO 139.0	1. BARBARA SALVICIO ()	69.5	X			
	2. JOHNSON JOSE ()	69.5	X			
GU ACHI 190.0	1. LOUIS JOHNSON ()	95.0	X			X
	2. ALEX J. RAMON ()	95.0	X			
BABOQUIVARI 258.0	1. FRANCES MIGUEL ()	129.0	X			
	2. FRANCES G. ANTONE (Edward N. Kisto)	129.0	X			X
SAN XAVIER 146.0	1. TONY BURRELL ()	73.0	X			
	2. DENNIS RAMON ()	73.0	X			
SCHUK TOAK 120.0	1. JOSEPH JUAN ()	60.0	X			
	2. AMBROSE ENCINAS ()	60.0	X			
SELLS 322.0	1. DENNIS E. JOSE ()	161.0	X			X
	2. EVELYN JUAN ()	161.0	X			
SIF Oidak 161.0	1. RITA MARTINEZ (Maxine Norris)	80.5	X			
	2. MARY ANN ANTONE (Darlene Andrew)	80.5	X			X
TOTAL		1,927.0	1,813.0	-0-	-0-	114.0 [07]

****PASSED VOTES**