

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing the Chairman of the Tohono O'odham Nation to Negotiate
and Execute an Annual Funding Agreement with the Secretary of the
Interior for Fiscal Year 1999)**

RESOLUTION NO. 98-253

WHEREAS, the Tohono O'odham Nation has entered into a Master Contract with the Secretary of Interior for the purpose of performing certain services, functions, programs and/or activities which are funded through the Bureau of Indian Affairs for the benefit of Indians; and

WHEREAS, the present Annual Funding Agreement, pursuant to section 108 (f)(2) of P.L. 93-638, as amended, will expire on September 30, 1998; and

WHEREAS, the Tohono O'odham Nation hereby exercises her right to retain such services, functions, activities and/or programs as described in the Master Contract at Article 1, subsection 2, Purpose; and

WHEREAS, the Tohono O'odham Legislative Council hereby finds that it is in the best interest of the Nation to continue to contract the activities, functions, services and/or programs identified in the Annual Funding Agreement for Fiscal Year 1999.

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1. The Chairman of the Tohono O'odham Nation is authorized to negotiate and execute the Annual Funding Agreement between the Tohono O'odham Nation and the Secretary of the Interior for all services, functions, activities and/or programs as described in the Master Contract at Article 1, subsection 2, Purpose, and the Annual Funding Agreement for the 1999 fiscal year.**
- 2. In the event that Congress does not appropriate any and/or sufficient funds commonly known as "Contract Support Funds" for**

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those contracted services, functions, activities and/or programs contained in the Annual Funding Agreement which would otherwise be eligible for such Contract Support Funds then:

(a) The Chairman of the Nation shall notify the Secretary of the Department of the Interior that the Nation retrocedes, effective at midnight on September 30, 1998, all programs, services, functions and/or activities contained in the Annual Funding Agreement which are eligible for "Contract Support Funds".

(b) The Chairman of the Nation is authorized to pursue any and all legal remedy which may be available to recoup "Contract Support Funds" pursuant to P.L. 93.638, as amended.

The foregoing Resolution was passed by the Tohono O'odham Council on the 26TH day of JUNE, 1998 at a meeting at which a quorum was present with a vote of 1,318.0 FOR; 609.0 AGAINST; -0- NOT VOTING; and [05] ABSENT, 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

 For
Dennis Ramon, Legislative Chairman

29th day of June, 19 98

ATTEST:


Julianna Saraficio, Acting Legislative Secretary

26 day of June, 19 98.

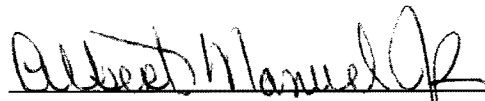
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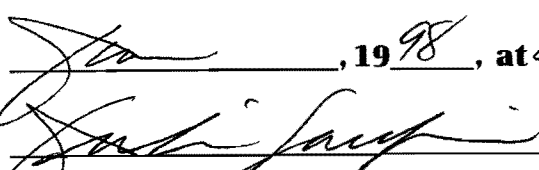
Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 29th day of June, 1998 at 2:02 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Dennis Ramon, Legislative Chairman

APPROVED on the 29th day of June, 1998
 DISAPPROVED at 2:02 o'clock, P.M.


EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 29th day of June, 1998, at 2:10 o'clock, P.M.

Julianna Saraficio, Acting Legislative Secretary

ACTION: AUTHORIZING THE CHAIRMAN OF THE TOHONO O'ODHAM NATION TO NEGOTIATE AND EXECUTE AN ANNUAL FUNDING AGREEMENT WITH THE SECRETARY OF THE INTERIOR FOR FISCAL YEAR 1999

Moved: COUNCILWOMAN FERN SALCIDO

SECOND: COUNCILMAN AMBROSE ENCINAS

DATE: JUNE 26, 1998

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 189.0	1. DAVID GARCIA (Marvin Thomas)	94.5	X			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			
SAN LUCY 114.0	1. JOHN RENO (Mary Hoffman)	57.0	X			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			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			
	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		
TOTAL		1,927.0	1,318.0	609.0	-0-	[05]

****PASSED VOTES**