

**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 Health  
and Human Services for Fiscal Year 1999)**

**RESOLUTION NO. 98-254**

**WHEREAS, the Tohono O'odham Nation has entered into a Master Contract with the Secretary of the Department of Health and Human Services for the purpose of performing certain services, functions, programs and/or activities which are funded through the Indian Health and Human Service 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 Department of Health and Human Services 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.**

**RESOLUTION NO. 98-254**

**(Authorizing the Chairman of the Tohono O'odham Nation to Negotiate and Execute an Annual Funding Agreement with the Secretary of Health and Human Services for Fiscal Year 1999)**

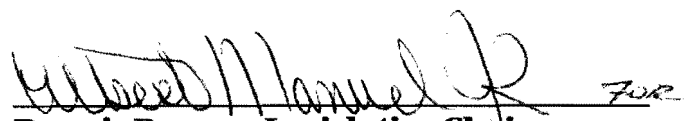
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2. In the event that Congress does not appropriate any and/or sufficient funds commonly known as "Contract Support Funds" for those contracted services, functions, activities and/or programs contained in the Annual Funding Agreement which would otherwise be eligible for such Contract Support Funds then:

- (a) The Chairman of the Nation shall notify the Secretary of the Department of Health and Human Services 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 1,737.0 FOR; 190.0 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

  
Dennis Ramon, Legislative Chairman  
29<sup>th</sup> day of June, 19 98

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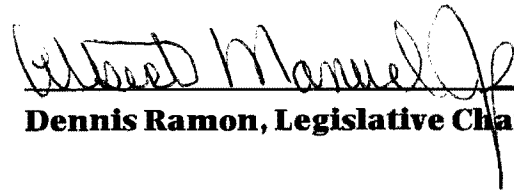
**ATTEST:**

  
\_\_\_\_\_  
**Julianna Saraficio, Acting Legislative Secretary**


26 day of June, 19 98.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 29<sup>th</sup> day of June, 19 98 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 29<sup>th</sup> day of June, 19 98  
 **DISAPPROVED** at 2:03 o'clock, P.M.

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

Returned to the Legislative Secretary on the 29<sup>th</sup> day of June, 19 98, 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 HEALTH AND HUMAN SERVICES FOR FISCAL YEAR 1999**

**MOVED: VICE CHAIRMAN ALBERT MANUEL, JR.**

**SECOND: COUNCILWOMAN FERN SALCIDO**

**DATE: JUNE 29, 1998**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>CHUKUT KUK</b> <b>189.0</b>	1. DAVID GARCIA (Marvin Thomas)	94.5	X			X
	2. KENNETH WILLIAMS (Arnold F. Smith Sr.)	94.5	X			
<b>HICKIWAN</b> <b>146.0</b>	1. ALEX JOSE ( )	73.0	X			
	2. LLOYD FRANCISCO (Susan Sam)	73.0	X			
<b>GU VO</b> <b>142.0</b>	1. FERN SALCIDO (Larry Montana)	71.0	X			
	2. GLORIA MONTANA (Phillip Antone)	71.0	X			
<b>SAN LUCY</b> <b>114.0</b>	1. JOHN RENO (Mary Hoffman)	57.0	X			X
	2. ALBERT MANUEL, JR. (Jana Montana)	57.0	X			
<b>PISINEMO</b> <b>139.0</b>	1. BARBARA SALVICIO ( )	69.5	X			
	2. JOHNSON JOSE ( )	69.5	X			X
<b>GU ACHI</b> <b>190.0</b>	1. LOUIS JOHNSON ( )	95.0		X		X
	2. ALEX J. RAMON ( )	95.0		X		
<b>BABOQUIVARI</b> <b>258.0</b>	1. FRANCES MIGUEL ( )	129.0	X			
	2. FRANCES G. ANTONE (Edward N. Kisto)	129.0	X			X
<b>SAN XAVIER</b> <b>146.0</b>	1. TONY BURRELL ( )	73.0	X			
	2. DENNIS RAMON ( )	73.0	X			
<b>SCHUK TOAK</b> <b>120.0</b>	1. JOSEPH JUAN ( )	60.0	X			
	2. AMBROSE ENCINAS ( )	60.0	X			
<b>SELLS</b> <b>322.0</b>	1. DENNIS E. JOSE ( )	161.0	X			
	2. EVELYN JUAN ( )	161.0	X			
<b>SIF Oidak</b> <b>161.0</b>	1. RITA MARTINEZ (Maxine Norris)	80.5	X			
	2. MARY ANN ANTONE (Darlene Andrew)	80.5	X			
<b>TOTAL</b>		<b>1,927.0</b>	<b>1,737.0</b>	<b>190.0</b>	<b>-0-</b>	<b>[05]</b>

**\*\*PASSED VOTES**