

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY99 Attorney Contract for Patricia "Pogo" Overmeyer and
John M. Neis to Serve as a Conflict Attorney)**

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RESOLUTION NO. 98-433

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

WHEREAS, the Advocate Program wishes to retain Patricia "Pogo" Overmeyer, and John M. Neis to be appointed to represent clients with conflicts of interest who can not be represented by the Nation's Advocate Program; and

WHEREAS, the Advocate Program wishes to retain Patricia "Pogo" Overmeyer, and John M. Neis Conflict Attorney for the twelve (12) months of FY-99, and projects the cost of such services at \$55,000.00; and

WHEREAS, the Advocate Program has presented a contract for Patricia "Pogo" Overmeyer and John M. Neis which confirms and ratifies the terms and conditions related to future services, a copy of which is attached; and

WHEREAS, the Domestic Affairs Committee recommends approval by the Legislative Council of an Attorney Contract with Patricia "Pogo" Overmeyer and John M. Neis on such terms.

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1. The Legislative Council ratifies and approves the Conflict Attorney Contract for Patricia "Pogo" Overmeyer and John M. Neis in the form attached hereto, for the period of October 1, 1998 through September 30, 1999 in the amount not to exceed \$55,000.00 total.**
- 2. Funding for the Conflict Attorney Contract for Patricia "Pogo" Overmeyer and John M. Neis shall be provided under the operating budget of the Advocate Program for Fiscal Year 1999.**

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The foregoing Resolution was passed by the Tohono O'odham Council on the 12TH day of OCTOBER, 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 2 (a) 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

Albert Manuel Jr

Dennis Ramon, Legislative Chairman

13th day of October, 1998

ATTEST:

Julianna Saraficio

Julianna Saraficio, Acting Legislative Secretary

12th day of October, 1998.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 13th day of Oct., 1998 at 3:52 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

Albert Manuel Jr

Dennis Ramon, Legislative Chairman

APPROVED

on the 14 day of October, 1998

DISAPPROVED

at 1:30 o'clock, P.M.

Henry A. Ramon

EDWARD D. MANUEL, Chairman

TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 14th day of

October, 19 98, at 2:25 o'clock, P.M.



Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING FY99 ATTORNEY CONTRACT FOR: PATRICIA "POGO" OVERMEYER AND JOHN M. NEIS TO SERVE AS A CONFLICT ATTORNEY

MOVED: COUNCILMAN JOSEPH JUAN

SECOND: VICE CHAIRMAN ALBERT MANUEL

DATE: OCTOBER 12, 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			
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			X
	2. JOHNSON JOSE ()	69.5	X			
GU ACHI 190.0	1. LOUIS JOHNSON ()	95.0		X		
	2. ALEX J. RAMON ()	95.0		X		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			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			X
	2. MARY ANN ANTONE (Darlene Andrew)	80.5	X			
TOTAL		1,927.0	1,737.0	190.0	-0-	[05]

****PASSED VOTES**