

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 99 Attorney Contract for David K. Kovalik to Serve
as a Conflict Attorney)**

RESOLUTION NO. 99-423

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

5 **WHEREAS, the Advocate Program wishes to retain David K. Kovalik to be appointed to**
6 **represent clients with conflicts of interest who can not be represented by the**
7 **Nation's Advocate Program; and**

8 **WHEREAS, the Advocate Program wishes to retain David K . Kovalik as Conflict Attorney**
9 **for the remainder of FY 99 and projects the cost of such services at \$10,000.00;**
10 **and**

11 **WHEREAS, the Advocate Program has presented a contract for David K. Kovalik which**
12 **confirms and ratifies the terms and conditions related to future services, a**
13 **copy of which is attached; and**

14 **WHEREAS, the Domestic Affairs Committee recommends approval by the Legislative**
15 **Council of an Attorney Contract with David K. Kovalik on such terms for the**
16 **remainder of FY-99.**

17 **NOW, THEREFORE, BE IT RESOLVED THAT:**

- 18 **1. The Legislative Council ratifies and approves the Conflict Attorney**
19 **Contract for David K. Kovalik in the form attached hereto, for the**
20 **remainder of FY 1999 - July 9, 1999 through September 30, 1999 in the**
21 **amount not to exceed \$10,000.00 total.**
- 22 **2. Funding for the Conflict Attorney Contract for David K. Kovalik shall be**
23 **provided under the operating budget of the Advocate Program for Fiscal**
24 **Year 1999.**

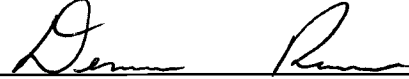
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The foregoing Resolution was passed by the Tohono O'odham Council on the 02ND day of AUGUST 1999 at a meeting at which a quorum was present with a vote of 2,165.5 FOR; -0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the 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



Dennis Ramon, Legislative Chairman

3rd day of August, 19 99

ATTEST:

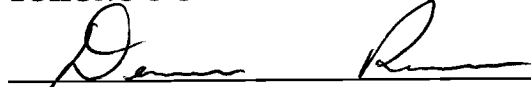


Julianna Saraficio, Acting Legislative Secretary

02 day of August, 19 99.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 3rd day of August, 19 99 at 10:46 o'clock, A.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



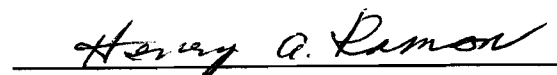
Dennis Ramon, Legislative Chairman

APPROVED

on the 3 day of August, 19 99

DISAPPROVED

at 11:59 o'clock, A.M.



EDWARD D. MANUEL, Chairman

TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 3rd day of
August, 1999, at 2:39 o'clock, P.M.



Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING FY 99 ATTORNEY CONTRACT FOR DAVID K. KOVALIK TO SERVE AS A CONFLICT ATTORNEY

MOVED: COUNCILWOMAN MARY ANN ANTONE

SECOND: COUNCILWOMAN FRANCES ANTONE

DATE: AUGUST 02, 1999

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			X
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			
SELLS 372.7	1. DENNIS E. JOSE ()	186.35	X			
	2. EVELYN JUAN ()	186.35	X			
SCHUK TOAK 133.4	1. MARY FLORES ()	66.7	X			
	2. AMBROSE ENCINAS ()	66.7	X			
SAN XAVIER 165.9	1. TONY BURRELL ()	82.95	X			
	2. DENNIS RAMON ()	82.95	X			
BABOQUIVARI 286.5	1. FRANCES MIGUEL ()	143.25	X			
	2. FRANCES G. ANTONE (Edward N. Kisto)	143.25	X			
GU ACHI 209.6	1. CAMILLUS LOPEZ (Louis Johnson)	104.8	X			
	2. ALEX J. RAMON ()	104.8	X			X
PISINEMO 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			X
	2. JOHNSON JOSE ()	78.4	X			
SAN LUCY 128.1	1. ALBERT MANUEL, JR. ()	64.05	X			
	2. GLORIA RAMIREZ ()	64.05	X			
GU VO 160.0	1. FERN SALCIDO ()	80.0	X			
	2. GLORIA MONTANA (Phillip Antone)	80.0	X			
HICKIWAN 158.1	1. ALEX JOSE (Shirley Santos)	79.05	X			
	2. LLOYD FRANCISCO (Susan Sam)	79.05	X			
CHUKUT KUK 222.6	1. KENNETH WILLIAMS ()	111.3	X			
	2. DAVID GARCIA (Mary Audrey Juan)	111.3	X			
TOTAL		2,165.5	2,165.5	-0-	-0-	[03]

**PASSED VOTES