

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Authorizing Contract Negotiations With the Bureau of Indian Affairs for the Nation's**  
**Operation of the Adult Detention Center under the Fiscal Year 2000 Annual Funding**  
**Agreement and Contract Amendment to the Indian Self-Determination Act Master**  
**Contract and Amending Legislative Council Resolution No. 99-342)**

**RESOLUTION NO. 99-497**

1 **WHEREAS, by Resolution No. 99-342, the Nation authorized submission and negotiation**  
2 **of the Fiscal Year 2000 Annual Funding Agreement and Contract Amendment**  
3 **to the Indian Self-Determination Act Master Contract with the Bureau of**  
4 **Indian Affairs; and**

5 **WHEREAS, Resolution No.99-342 excluded the Adult Detention Center from the Fiscal Year**  
6 **2000 Annual Funding Agreement and Contract Amendment; and**

7 **WHEREAS, negotiations with the Bureau of Indian Affairs have led to the conclusion that**  
8 **it is in the best interest of the Nation to retain the operation of the Adult**  
9 **Detention Center under the control of the Nation; and**

10 **WHEREAS, the Nation now asserts an intent to operate the Adult Detention Center for one**  
11 **additional year pursuant to the Fiscal Year 2000 Annual Funding Agreement**  
12 **and Contract Amendment, provided that the Bureau of Indian Affairs agrees**  
13 **to assist the Nation in meaningful ways to provide for the expansion needs of**  
14 **the Adult Detention Center and to give the Bureau's best efforts to improve the**  
15 **condition of the facility.**

16 **NOW, THEREFORE, BE IT RESOLVED that:**

17 **1. The Chairman of the Nation is authorized and directed to negotiate an**  
18 **Annual Funding Agreement for FY 2000 and an Amendment to the Master**  
19 **Contract which provide for the Nation to operate the Adult Detention**  
20 **Facility under the Annual Funding Agreement and the Master Contract.**

21 **2. Resolution No. 99-342 is hereby amended to include as a term and**  
22 **condition of the Fiscal Year 2000 Annual Funding Agreement that the**  
23 **Nation retain the operation of the Adult Detention Center under the**  
24 **control of the Nation, and to authorize the Chairman to negotiate**

**RESOLUTION NO. 99-497**

**(Authorizing Contract Negotiations With the Bureau of Indian Affairs for the Nation's Operation of the Adult Detention Center under the Fiscal Year 2000 Annual Funding Agreement and Contract Amendment to the Indian Self-Determination Act Master Contract and Amending Legislative Council Resolution No. 99-342)**

**Page 2 of 3**

1                    **maximum funding and acceptance by the Bureau of the terms by which the**  
2                    **Nation shall retain the operation of the Adult Detention Center under the**  
3                    **control of the Nation.**

4                    **3. Paragraph 1(E) of the Fiscal Year 2000 Annual Funding Agreement,**  
5                    **attached to Res. No. 99-342, is hereby amended to read as follows: "General**  
6                    **Law Enforcement Services, which shall include the provision of general law**  
7                    **enforcement and police services, detention, and the Ranger Program."**

8                    **4. The Chairman of the Nation is authorized to negotiate extensions of the**  
9                    **current Annual Funding Agreement and Master Contract should the status**  
10                   **of Congressional appropriations or the status of negotiations with the**  
11                   **Bureau of Indian Affairs warrant such an extension.**

12 **The foregoing Resolution was passed by the Tohono O'odham Council on the 16TH, day of**  
13 **SEPTEMBER, 1999 at a meeting at which a quorum was present with a vote of 1,957.4 FOR; -0-**  
14 **AGAINST; 208.1 NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council**  
15 **by Section 1(f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by**  
16 **the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy**  
17 **Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of**  
18 **the Act of June 18, 1934 (48 Stat. 984).**

19  
20                    **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

21  
22                      
23                    \_\_\_\_\_  
24                    **Dennis Ramon, Legislative Chairman**

25                    20<sup>th</sup> day of September, 1999

26  
27  
28 **ATTEST:**

29  
30                      
31                    \_\_\_\_\_  
32                    **Julianna Saraficio, Acting Legislative Secretary**

33                    16 day of September, 1999.  
34

**RESOLUTION NO. 99-497**

**(Authorizing Contract Negotiations With the Bureau of Indian Affairs for the Nation's Operation of the Adult Detention Center under the Fiscal Year 2000 Annual Funding Agreement and Contract Amendment to the Indian Self-Determination Act Master Contract and Amending Legislative Council Resolution No. 99-342)**

Page 3 of 3

1 Said Resolution was submitted for approval to the office of the Chairman of the Tohono  
2 O'odham Nation on the 20<sup>th</sup> day of September, 19 99 at 4:48  
3 o'clock, A.M., pursuant to the provisions of Section 5 of Article VII of the Constitution  
4 and will become effective upon his approval or upon his failure to either approve or  
5 disapprove it within 48 hours of submittal.

6  
7 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

8  
9 

10  
11 **Dennis Ramon, Legislative Chairman**

12  
13  
14  
15  
16  **APPROVED**

on the 21<sup>st</sup> day of September, 19 99

17  
18  **DISAPPROVED**

at 4:50 o'clock, P.M.

19  
20  
21 

22 **EDWARD D. MANUEL, Chairman**

23 **TOHONO O'ODHAM NATION**

24  
25  
26  
27  
28  
29 Returned to the Legislative Secretary on the 21<sup>st</sup> day of

30 September, 19 99, at 5:10 o'clock, P.M.

31  
32  
33 

34 **Julianna Saraficio, Acting Legislative Secretary**

35  
36  
37  
38  
39  
40

**ACTION:** AUTHORIZING CONTRACT NEGOTIATIONS WITH THE BUREAU OF INDIAN AFFAIRS FOR THE NATION'S OPERATION OF THE ADULT DETENTION CENTER UNDER THE FISCAL YEAR 2000 ANNUAL FUNDING AGREEMENT AND CONTRACT AMENDMENT TO THE INDIAN SELF-DETERMINATION ACT MASTER CONTRACT AND AMENDING LEGISLATIVE COUNCIL RESOLUTION NO. 99-342

**MOVED:** COUNCILWOMAN EVELYN JUAN

**SECOND:** COUNCILWOMAN MARY ANN ANTONE

**DATE:** SEPTEMBER 16, 1999

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF Oidak</b> 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			X
<b>SELLS</b> 372.7	1. DENNIS E. JOSE ( )	186.35	X			
	2. EVELYN JUAN ( )	186.35	X			
<b>SCHUK TOAK</b> 133.4	1. MARY FLORES ( )	66.7	X			
	2. AMBROSE ENCINAS ( )	66.7	X			
<b>SAN XAVIER</b> 165.9	1. TONY BURRELL ( )	82.95	X			
	2. DENNIS RAMON ( )	82.95	X			
<b>BABOQUIVARI</b> 286.5	1. FRANCES MIGUEL ( )	143.25	X			X
	2. FRANCES G. ANTONE (Edward N. Kisto)	143.25	X			
<b>GU ACHI</b> 209.6	1. CAMILLUS LOPEZ (Louis Johnson)	104.8	X			
	2. ALEX J. RAMON ( )	104.8	X			
<b>PISINEMO</b> 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			
	2. JOHNSON JOSE ( )	78.4	X			
<b>SAN LUCY</b> 128.1	1. ALBERT MANUEL, JR. ( )	64.05			X	
	2. GLORIA RAMIREZ ( )	64.05			X	
<b>GU VO</b> 160.0	1. FERN SALCIDO ( )	80.0			X	
	2. GLORIA MONTANA (Phillip Antone)	80.0	X			
<b>HICKIWAN</b> 158.1	1. ALEX JOSE (Shirley Santos)	79.05	X			
	2. LLOYD FRANCISCO (Susan Sam)	79.05	X			
<b>CHUKUT KUK</b> 222.6	1. KENNETH WILLIAMS ( )	111.3	X			X
	2. DAVID GARCIA (Mary Audrey Juan)	111.3	X			
<b>TOTAL</b>		<b>2,165.5</b>	<b>1,957.4</b>	<b>-0-</b>	<b>208.1</b>	<b>[03]</b>

**\*\*PASSED VOTES**