

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Suspending TERO Commissioners)

RESOLUTION NO. 12-384

1 **WHEREAS, the Tohono O'odham Legislative Council is vested with the authority to enact**
2 **ordinances "to promote, protect and provide for public health, peace, morals,**
3 **education and general welfare of the Tohono O'odham Nation and its members" and**
4 **the power "to provide for, appoint, or provide for the appointment of, and prescribe**
5 **the duties and powers of committees, boards, officers and agents" (Constitution,**
6 **Article VI, Section 1(c)(2) and 1(b)); and**

7 **WHEREAS, in 1985 the Papago Council enacted the Papago Employment Rights Ordinance ("TERO**
8 **Ordinance"), thereby establishing the Papago Employment Rights Commission (a.k.a.,**
9 **"TERO Commission") and vesting the Council with the power to select and appoint**
10 **TERO commissioners (TERO Ordinance, Ordinance No. 01-85, Section 6(B)(2)); and**

11 **WHEREAS, pursuant to Section 6(C) of the TERO Ordinance, the TERO Commission "shall report**
12 **directly to the [Legislative] Council."; and**

13 **WHEREAS, it is in the Nation's best interest to suspend the current TERO commissioners pending**
14 **further action by the Legislative Council, provided that the suspension shall not**
15 **exceed six months.**

16 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby suspends**
17 **TERO Commissioners Shawn Ramon, Karen Ventura, Juan Zazueta, Timothy Toro, and**
18 **Norman Garcia from the TERO Commission pending further action by the Legislative**
19 **Council.**


20 **BE IT FURTHER RESOLVED that the commissioners suspended by this resolution shall not**
21 **participate in the affairs of the TERO Office or Commission, have access to TERO Office**
22 **or Commission records, property, funds, accounts, or credit cards or otherwise**
23 **exercise any authority as a TERO Commissioner; the suspended commissioners shall**
24 **immediately return any TERO Commission or TERO Office records and property,**
25 **including but not limited to all keys, vehicles, computers, data, files, funds, or credit**
26 **cards now in their possession or control to the Nation's chairperson's or the**
27 **chairperson's designee.**

28 **BE IT FURTHER RESOLVED that the commissioners' suspensions shall end six months from the**
29 **effective date of this resolution except as otherwise provided by subsequent action of**
30 **the Legislative Council.**

1 BE IT FINALLY RESOLVED that during the term of the commissioners' suspension, the chairperson
2 of the Tohono O'odham Nation or the chairperson's designee is vested with exclusive
3 authority to manage and expend funds under the Commission's FY 2012 and FY 2013
4 budgets, shall exercise the Commission's signature authority, and shall secure and/or
5 take control of all TERO Commission property and assets, including but not limited
6 to all bank accounts, credit cards and accounts, real and personal property, financial
7 and other records and documents.

8 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 26TH Day
9 of SEPTEMBER, 2012 at a meeting at which a quorum was present with a vote of 2,579.90 FOR;
10 200.70 AGAINST; [01] NOT VOTING; and [06] ABSENT, pursuant to the powers vested in the Council
11 by Article VI, Section 1 (b)(c)(2)(d) & (l) of the Constitution of the Tohono O'odham Nation, adopted
12 by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
13 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
14 18, 1934 (48 Stat. 984).

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16 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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20 Timothy Joaquin, Legislative Chairman
21
22 26 day of September, 2012
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25 ATTEST:

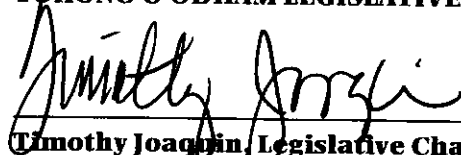
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28 Evonne Wilson, Legislative Secretary

29
30 26 day of September, 2012
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32 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham
33 Nation on the 26 day of September, 2012 at 4:21 o'clock, P.M.,
34 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
35 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
36 submittal.

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38 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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42 Timothy Joaquin, Legislative Chairman
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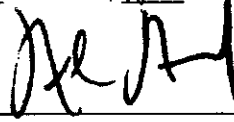
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APPROVED

on the 27th day of September, 2012

DISAPPROVED

at 8:53 o'clock, A.M.



NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 27 day of

September, 2012, at 9:27 o'clock, a.M.



Evonne Wilson, Legislative Secretary

ACTION: SUSPENDING TERO COMMISSIONERS

MOVED: COUNCILWOMAN EVELYN JUAN MANUEL

SECOND: COUNCILWOMAN CYNTHIA E. MANUEL

DATE: SEPTEMBER 26, 2012

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 342.0	1. FRANCES MIGUEL (Roberta Harvey)	171.0	X			X
	2. FRANCES G. ANTONE(Absent) (Vernon Smith)(Present)	171.0	X			
CHUKUT KUK 302.2	1. ETHEL GARCIA (Sara Mae Williams)	151.10	X			
	2. BILLMAN LOPEZ ()	151.10	X		X	
GU ACHI 244.9	1. TIMOTHY L. JOAQUIN ()	122.45	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	122.45	X			
GU VO 226.7	1. GRACE MANUEL (Floyd Flores)	113.35	X			X
	2. PAMELA ANGHILL ()	113.35	X			
HICKIWAN 186.3	1. LOUIS R. LOPEZ (Michelle Ortega)	93.15	X			X
	2. SANDRA ORTEGA ()	93.15	X			
PISINEMO 200.7	1. CHESTER ANTONE (Tony Murrietta)	100.35		X		X
	2. EDWARD MANUEL (Gerald Fayuant)	100.35		X		
SAN LUCY 204.6	1. LORRAINE EILER ()	102.30	X			
	2. JANA MONTANA (Gloria Ramirez)	102.30	X			
SAN XAVIER 215.8	1. HILARION CAMPUS (Racheal Vilson-Stoner)	107.90	X			X
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	107.90	X			
SCHUK TOAK 169.8	1. FRANCES B. STEPHENS (Anthony J. Rios)	84.90	X			
	2. FREDERICK JOSE (Phyllis Cachora)	84.90	X			
SELLS 475.7	1. ARTHUR WILSON (Kimberly Mull)	237.85	X			
	2. EVELYN B. JUAN MANUEL ()	237.85	X			
SIF OIDAK 211.9	1. NICHOLAS JOSE ()	105.95	X			X
	2. MARY LOPEZ ()	105.95	X			
TOTAL		2,780.60	2,579.90	200.70	[01]	[06]