

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Overriding Veto of Resolution No. 13-184, "Appointing Donald Harvey to
the Tohono O'odham Judicial Court")**

RESOLUTION NO. 13-202

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Tohono O'odham Legislative**
2 **Council with the power to appoint judges to the Tohono O'odham Judicial Court and**
3 **to adopt rules and procedures governing Council meetings and Council committees**
4 **(Constitution, Article VI, Section 1(a) and Article VIII, Section 3); and**

5 **WHEREAS, the Legislative Council has adopted procedures vesting the Legislative Judiciary**
6 **Committee with authority to interview, evaluate, and recommend qualified**
7 **individuals to serve on the Judicial Court bench, and the Committee has**
8 **recommended qualified candidates for appointment, including Nation's member**
9 **Donald Harvey; and**

10 **WHEREAS, on May 22, 2013, the Tohono O'odham Legislative Council passed Resolution No. 13-**
11 **184, "Appointing Donald Harvey to the Tohono O'odham Judicial Court"; and**

12 **WHEREAS, pursuant to Article VII, Section 5 of the Nation's Constitution,**
13 **Every law, ordinance, resolution or separate appropriation item passed by the Tohono**
14 **O'odham Council shall be presented to the chairman for his approval before it**
15 **becomes effective. If he approves, he shall sign it. But if he disapproves, he shall**
16 **return it to the Tohono O'odham Council within forty-eight (48) hours, with his**
17 **objections. If after consideration, it again passes the council by a majority of two-**
18 **thirds (2/3) of the votes cast, it shall become law and he shall sign it notwithstanding**
19 **his objections.**

20 **WHEREAS, on May 30, 2013, the Nation's Chairman vetoed Resolution No. 13-184; and**

21 **WHEREAS, pursuant to Article IX, Sections 2(B) and (C) of the Legislative Rules of the Tohono**
22 **O'odham Legislative Council, vetoed legislation shall be placed on the agenda of the**
23 **next legislative session and shall have priority over all other items; and**

24 **WHEREAS, the Council Chairman has called an emergency session to address vetoed legislation.**

25 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it hereby**
26 **overrides the veto of Resolution No. 13-184, "Appointing Donald Harvey to the Tohono**
27 **O'odham Judicial Court."**

28 **The foregoing Resolution was presented to the Tohono O'odham Legislative Council on the 04TH**
29 **day of JUNE, 2013 at a meeting at which a quorum was present, and by a vote of 2,780.60 FOR; -0-**
30 **AGAINST; -0- NOT VOTING; and [03] ABSENT, was passed by a vote of two-thirds (2/3) [1,853.73] of the**
31 **votes cast as required by Article V, Section 1; Article VI, Section 1; Article VII, Section 5; and Article**
32 **VIII, Section 3 of the Constitution of the Tohono O'Odham Nation.**

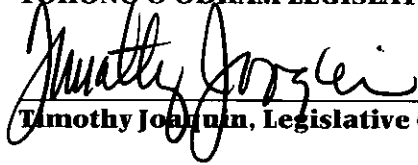
RESOLUTION NO. 13-202

(Overriding Veto of Resolution No. 13-184, "Appointing Donald Harvey to the Tohono O'odham Judicial Court")

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TOHONO O'ODHAM LEGISLATIVE COUNCIL



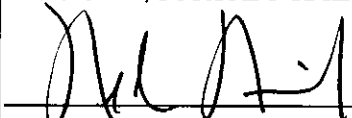
Timothy Joaquin, Legislative Chairman

ATTEST:



Evonne Wilson, Legislative Secretary

SIGNED this 06th day of June, 2013 in accordance with the provisions of Article VII, Section 5 of the Constitution of the Tohono O'odham Nation.



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

ACTION: OVERRIDING VETO OF RESOLUTION NO. 13-184, "APPOINTING DONALD HARVEY TO THE TOHONO O'ODHAM JUDICIAL COURT"

MOVED: COUNCILMAN BILLMAN LOPEZ

SECOND: VICE CHAIRMAN EDWARD MANUEL

DATE: JUNE 04, 2013

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 (<i>Absent</i>) (Vernon Smith) (<i>Present</i>)	171.0	X			
CHUKUT KUK 302.2	1. ETHEL GARCIA (Sara Mae Williams)	151.10	X			
	2. BILLMAN LOPEZ ()	151.10	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			
	2. PAMELA ANGHILL ()	113.35	X			
HICKIWAN 186.3	1. LOUIS R. LOPEZ (Michelle Ortega)	93.15	X			
	2. SANDRA ORTEGA ()	93.15	X			X
PISINEMO 200.7	1. CHESTER ANTONE (<i>Absent</i>) (Tony Murrietta) (<i>Present</i>)	100.35	X			
	2. EDWARD MANUEL (Gerald Fayuant)	100.35	X			
SAN LUCY 204.6	1. LORRAINE EILER (Diana Manuel)	102.30	X			
	2. JANA MONTANA (Gloria Ramirez)	102.30	X			
SAN XAVIER 215.8	1. HILARION CAMPUS (Racheal Vilson-Stoner)	107.90	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			X
	2. MARIA ACKERMAN ()	237.85	X			
SIF OIDAK 211.9	1. NICHOLAS JOSE ()	105.95	X			
	2. MARY LOPEZ ()	105.95	X			
TOTAL		2,780.60	2,780.60	-0-	-0-	[02]

< REQUIRED 2/3 VOTE FOR OVERRIDE: 1,853.73 >