

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2014 Attorney Contract for Anthony Payson II to Serve as Conflict Attorney)

RESOLUTION NO. 13-494

1 **WHEREAS, due to the increasing needs of tribal members for legal representation in civil**
2 **and criminal matters there is a need for attorneys to handle cases where the**
3 **Tohono O'odham Advocate Program is ethically conflicted out of the**
4 **representation; and**

5 **WHEREAS, the Tohono O'odham Advocate Program wishes to contract with Anthony Payson**
6 **II to represent clients who cannot be represented by the Nation's Advocate**
7 **Program due to a conflict of interest; and**

8 **WHEREAS, the Tohono O'odham Advocate Program has presented a contract for Anthony**
9 **Payson II which details the terms and conditions of his services, a copy of which**
10 **is attached hereto; and**

11 **WHEREAS, the Domestic Affairs and Budget and Finance Committee recommends approval**
12 **by the Legislative Council of the Professional Services Contract between the**
13 **Tohono O'odham Nation and Anthony Payson II.**

14 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
15 **Professional Services Contract between the Tohono O'odham Nation and**
16 **Anthony Payson II in substantially the form attached hereto in an amount not to**
17 **exceed \$13,000.**

18 **BE IT FURTHER RESOLVED that the Contract shall be effective as of October 1, 2013 and shall**
19 **end on September 30, 2014.**

20 **BE IT FURTHER RESOLVED that the funding source for the Professional Services Contract for**
21 **Anthony Payson II shall be provided under the operating budget of the Tohono**
22 **O'odham Advocate Program for fiscal year 2014.**

23 **BE IT FINALLY RESOLVED that the Tohono O'odham Nation Chairman is authorized to execute**
24 **the Professional Services Contract and any subsequent amendments to extend**
25 **the term of the Professional Services contract provided that any amendments**
26 **affecting the funds or funding level shall be submitted for further approval by**
27 **the Tohono O'odham Legislative Council.**

28 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 23RD**
29 **day of DECEMBER, 2013 at a meeting at which a quorum was present with a vote of 2,643.65**
30 **FOR; 302.85 AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the**
31 **Council by Article VI, Section 2(a) of the Constitution of the Tohono O'odham Nation, adopted**
32 **by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy**
33 **Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of**
34 **the Act of June 18, 1934 (48 Stat.984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Timothy Joaquin, Legislative Chairman

30 day of December, 2013

ATTEST:


Evonne Wilson, Legislative Secretary

30 day of December, 2013

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 30 day of December, 2013 at 3:57 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


Timothy Joaquin, Legislative Chairman

APPROVED

DISAPPROVED

on the 31 day of December, 2013

at 9:05 o'clock, A.m.


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

Returned to the Legislative Secretary on the 31 day of
December, 2013, at 9:25 o'clock, A.m.


Evonne Wilson, Legislative Secretary

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ACTION: APPROVING FY 2014 ATTORNEY CONTRACT FOR ANTHONY PAYSON II TO SERVE AS CONFLICT ATTORNEY

MOVED: COUNCILWOMAN FRANCES MIGUEL

SECOND: COUNCILWOMAN ETHEL GARCIA

DATE: DECEMBER 23, 2013

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 224.2	1. LUCINDA ALLEN (Nicholas Jose)	112.1	X			
	2. MARY LOPEZ ()	112.1	X			
SELLS 502.0	1. ARTHUR WILSON (Ophelia Pablo)	251.0	X			
	2. BARBARA HAVIER (Beverly Rivas)	251.0	X			
SCHUK TOAK 174.2	1. FRANCES B. STEPHENS (Anthony J. Rios)	87.1		X		
	2. QUINTIN C. LOPEZ (John Fendenheim)	87.1		X		
SAN XAVIER 224.2	1. HILARION CAMPUS (Daniel L.A. Preston, III)	112.1	X			
	2. ADAM ANDREWS (Rachael Vilson-Stoner)	112.1	X			X
SAN LUCY 219.6	1. DIANA MANUEL (Gloria Ramirez)	109.8	X			
	2. JANA MONTANA ()	109.8	X			
PISINEMO 210.6	1. CHESTER ANTONE (Tony Murriletta)	105.3	X			
	2. EDWARD MANUEL, SR. ()	105.3	X			
HICKIWAN 196.9	1. LOUIS R. LOPEZ (Michelle Ortega)	98.45	X			
	2. SANDRA ORTEGA (Manuel Osequeda, Jr.)	98.45	X			X
HIA CED 19.6	1. LORRAINE EILER (Jolene Garcia)	9.8	X			
	2. MICHAEL FLORES ()	9.8	X			
GU VO 241.0	1. GRACE MANUEL (Floyd Flores)	120.5	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	120.5	X			X
GU ACHI 257.3	1. TIMOTHY L. JOAQUIN ()	128.65	X			
	2. LORETTA LEWIS (Louis Johnson)	128.65	X			
CHUKUT KUK 319.2	1. ETHEL GARCIA (Marlakay C. Henry)	159.6	X			
	2. BILLMAN LOPEZ ()	159.6	X			X
BABOQUIVARI 357.7	1. FRANCES MIGUEL (Roberta Harvey)	178.85	X			
	2. VERNON J. SMITH (Gloria Zazueta)	178.85	X			
TOTAL		2,946.5	2,643.65	302.85	-0-	[04]