

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Tohono O'Odham Nation's intent to contract for planning, design  
and construction of the Juvenile Detention Center under  
the Planning of New Institutions [P.O.N.I.] Project)

RES. NO. 08-89

1  
2 WHEREAS, the Tohono O'Odham Nation has been notified of its  
3 selection as a participant under the Planning of New  
4 Institutions (PONI) project for the construction of a  
5 Juvenile Detention Center authorized by P.L. 99-570,  
6 Title IV, Sub-Title C, cited as the Indian Alcohol and  
7 Substance Abuse Prevention and Treatment Act of 1986;  
8 and

9 WHEREAS, Phase I of the PONI project will involve the planning of  
10 the Juvenile Detention Center with the selection of a  
11 facility design to meet the needs of the Tohono O'Odham  
12 Nation; and

13 WHEREAS, the planning phase is a contractible function pursuant  
14 to the authorities of P.L. 99-570, the Indian Alcohol  
15 and Substance Abuse Prevention and Treatment Act and  
16 P.L. 93-638, the Indian Self-Determination and Education  
17 Assistance Act; and

18 WHEREAS, the Tohono O'Odham Nation is desirous of contracting for  
19 the planning, design and construction of the Juvenile  
20 Detention Center; and

21 WHEREAS, the Tohono O'Odham Nation has previously contracted for  
22 a similar project, i.e. jail renovation project under  
23 the Emergency Jobs Bill, and has proven its ability and  
24 capacity to undertake and perform all activities  
25 inherent in the planning, design and construction of a  
26 detention facility; and

27 WHEREAS, the PONI project will generate local employment for  
28 unemployed, qualified members and non-members; and

29 WHEREAS, the Tohono O'Odham Nation will prepare and submit a  
30 contract application under the provision of 25 CFR  
31 271.14 upon the advice of the Bureau of Indian Affairs  
32 of any special additional requirements applicable to the  
PONI project.

1  
2 NOW, THEREFORE, BE IT RESOLVED by the Tohono O'Odham Legislative  
3 Council:

- 4 1) That the Bureau of Indian Affairs is hereby given  
5 notice of the Tohono O'Odham Nation's INTEND TO  
6 CONTRACT for all phases of the PONI project, and  
7 directs the Bureau of Indian Affairs to contract  
8 with the Tohono O'Odham Nation for the initial  
9 planning and design phase pursuant to P.L. 93-638  
10 and the applicable provisions of 25 CFR Part 2.  
11  
12 2) That the Bureau of Indian Affairs is hereby  
13 requested to provide the Tohono O'Odham Nation with  
14 the necessary technical assistance to prepare the  
15 documents necessary to facilitate the contracting  
16 process.  
17  
18 3) That the Bureau of Indian Affairs is further  
19 requested to expedite the contracting process  
20 without necessary delay or reason working with the  
21 Tohono O'Odham Nation's officials and the  
22 designated Project Coordinator, Max Chavez.  
23  
24 4) That the Tohono O'Odham Nation's officials, to wit,  
25 the Chairman, Vice-Chairman and any other designated  
26 official(s) are hereby authorized and directed to  
27 apply for, negotiate and execute all contracts, and  
28 any amendments thereto, and all other necessary  
29 documents to secure a contract for the planning,  
30 design and construction of the Juvenile Detention  
31 Center.  
32  
33 5) That the term of the planning and design contract  
34 will begin upon the award of contract documents and  
35 terminate upon completion of the planning phase.  
36  
37 6) That the Tohono O'Odham Nation will submit a  
38 contract application for the construction phase of  
39 the Juvenile Detention Center at a later date to be  
40 determined by the progress of the planning and  
41 design phase.

42 The foregoing Resolution was passed by the Tohono O'odham Council  
43 on the 6th. day of January, 1989 at a meeting at which a quorum  
44 was present with a vote of 1,640.0 for; -0- against; -0- not  
45 voting; and 03 absent, pursuant to the powers vested in the  
46 Council by Section 1 (f) of Article VI of the Constitution of  
47 the Tohono O'odham Nation, adopted by the Tohono O'odham Nation  
48 on January 18, 1986, and approved by the Acting Deputy Assistant  
49 Secretary - Indian Affairs (Operations) on March 6, 1986,  
50 pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.  
51 984).

52 TOHONO O'ODHAM LEGISLATIVE COUNCIL

53  
54 Harriet Toro  
55 Harriet Toro, Legislative Chairperson

56 9<sup>th</sup> day of January, 1989.

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ATTEST:

Teresa M. Choyguha for  
Teresa M. Choyguha, Legislative Secretary  
9th. day of January, 1989.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 9 day of Jan., 1989, at 4:55 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

Harriet Toro  
Harriet Toro, Legislative Chairperson

APPROVED ) on the 12th. day of January, 1989,  
 DISAPPROVED ) at 8:23 o'clock, A.M.

Enos J. Francisco Jr.  
ENOS J. FRANCISCO, JR., Chairman  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 12th. day of January, 1989, at 9:08 o'clock, A.M.

Teresa M. Choyguha for  
Teresa M. Choyguha  
Legislative Secretary

MOVED: Virgil Lewis

SUBJECT: Appointing Planning

SECOND: John Reno

of New Institutions Coordinator

DATE: December 06, 1988

RESOLUTION #342-88

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 138.0	1. Nicholas Jose (Letitia Garcia)	69.0	X			
	2. Willard Juan, Sr. (Melissa Gregorio)	69.0	X			
SELLS 257.0	1. Andrew Patricio (Daniel Lopez)	128.5	X			
	2. Fred Stevens ( )	128.5	X			
SCHUK TOAK 105.0	1. Julia Carrillo (JoAnn Francisco)	52.5	X			
	2. Joseph Juan (Frances Francisco)	52.5	X			
SAN XAVIER 126.0	1. Eugene Enis (Michael Rios)	63.0	X			
	2. Tony Felix (Carmelita Mattias)	63.0	X			
BABOQUIVARI 241.0	1. Kenneth Chico, Sr. ( )	120.5	X			
	2. Joann Garcia (Frances Miguel)	120.5	X			
GU ACHI 158.0	1. Percy Lopez ( )	79.0	X			
	2. Fernando Joaquin ( )	79.0	X			
PISINEMO 116.0	1. Johnson Jose ( )	58.0	X			
	2. Edward Manuel ( )	58.0	X			
SAN LUCY 85.0	1. Max Jose (Dewey Ortega)	42.5	X			
	2. John Reno ( )	42.5	X			
GU VO 117.0	1. Virgil Lewis (Roy Montana)	58.5	X			
	2. Cross Antone (Juan Joe Cipriano)	58.5	X			
HICKIWAN 128.0	1. Henry Ramon (Billy Manuel)	64.0	X			
	2. Lloyd Francisco (Eleanor Santos)	64.0	X			
CHUKUT KUK 169.0	1. Rosita Ruiz (Rosemary Lopez)	84.5	X			
	2. Harriet Toro ( )	84.5	X			
TOTAL		1,640.0	1,640.0	-0-	-0-	01