

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Tohono O'odham Psychological Services TOPS 1989 Declination)
RES. NO. 310-89

1 WHEREAS, the Tohono O'odham Nation's Legislative Council by
2 Resolution No. 267-89 did designate and empower a
3 delegation to meet with the Indian Health Services to
4 resolve the declination of the 1989 Tohono O'odham
5 Psychological Service (TOPS) proposal; and

6 WHEREAS, the delegation and staff of the Nation, did meet with
7 Robert Marsland, Deputy Director, representative for Dr.
8 Everett Rhoades, Director of the Indian Health Service
9 as well as Eleanore Robertson, of the Tucson Program
10 Office, on September 12 & 13, 1989; and

11 WHEREAS, there is an agreement negotiated with Indian Health
12 Service and the Nation's delegates; and

13 WHEREAS, Indian Health Service will reimburse the Nation for
14 expenses incurred in the operation of a Tohono O'odham
15 Psychological Service (TOPS) Program for the benefit of
16 O'odham beneficiaries at a level of not less than One
17 Hundred and Seventy-Seven Thousand Dollars
18 (\$177,000.00); and

19 WHEREAS, the Nation's delegates have offered to release a "No
20 Fault" statement in which the Nation agrees to make no
21 further claims against the Indian Health Services for
22 Tohono O'odham Psychological Service (TOPS), fiscal year
23 1989; and

24 WHEREAS, the Legislative Council by Resolution No. 267-89 has
25 final approval of negotiated terms.


26 NOW, THEREFORE, BE RESOLVED, that the Tohono O'odham Legislative
27 Council does hereby accept the settlement of \$177,000.00
28 from the Indian Health Service for expenses incurred by
29 the Nation in its operation of a Tohono O'odham
30 Psychological Service (TOPS) Program.

31 BE IT FURTHER RESOLVED, that the Tohono O'odham Legislative
32 Council hereby adopts the Settlement Agreement as
described in Attachment A, Settlement Agreement.

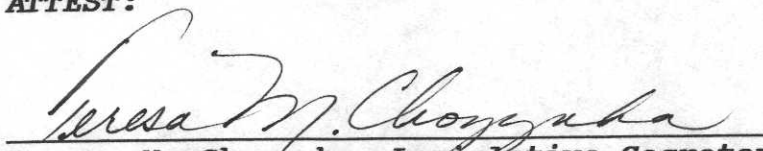
1 BE IT FURTHER RESOLVED, that reimbursement for settlement funds
2 to the Tohono O'odham Nation will not be taken out of
3 the Tucson Area, Indian Health Service funding for FY-
4 1990.

5 The foregoing Resolution was passed by the Tohono O'odham Council
6 on the 19th. day of September, 1989 at a meeting at which a
7 quorum was present with a vote of 1,724.0 for; -0- against;
8 -0- not voting; and 01 absent, pursuant to the powers vested in
9 the Council by Section 1 (f) of Article VI of the Constitution
10 of the Tohono O'odham Nation, adopted by the Tohono O'odham
11 Nation on January 18, 1986, and approved by the Acting Deputy
12 Assistant Secretary -Indian Affairs (Operations) on March 6,
13 1986, pursuant to Section 16 of the Act of June 18, 1934 (48
14 Stat. 984).

11 TOHONO O'ODHAM LEGISLATIVE COUNCIL

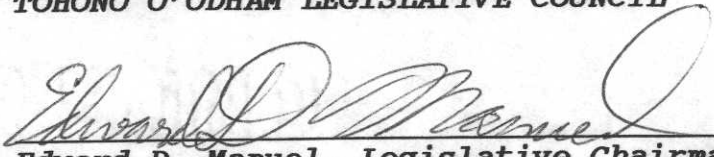
12 
13 Edward D. Manuel, Legislative Chairman
14 22nd day of September, 19 89.

16 ATTEST:


17 
18 Teresa M. Choyguha, Legislative Secretary
19 22nd day of September, 19 89.

21 Said Resolution was submitted for approval to the office of the
22 Chairman of the Tohono O'odham Nation on the 22nd day of
September, 19 89, at 5:55 o'clock, P..M.,
23 pursuant to the provisions of Section 5 of Article VII of the
24 Constitution and will become effective upon his approval or upon
his failure to either approve or disapprove it within 48 hours of
submittal.

25 TOHONO O'ODHAM LEGISLATIVE COUNCIL

26 
27 Edward D. Manuel, Legislative Chairman

29 [] APPROVED) on the 24 day of Sept., 19 89,
30 [] DISAPPROVED) at 9:19 o'clock, P..M.

31 
32 ANGELO J. JOAQUIN, SR., Chairman
TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 25th day of
September, 1989, at 2:39 o'clock, P,M.

Teresa M. Choyguha
Teresa M. Choyguha
Legislative Secretary

MOVED: Earl Francisco

SUBJECT: Tohono O'Odham Psychological

SECOND: Joanne Preston

Services TOPS 1989 Declination

DATE: September 19, 1989

RESOLUTION NO. 310-89

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 163.0	1. Rosita Ruiz (Rosemary Lopez)	81.5	X			
	2. Kenneth G. Williams (Harriet Toro)	81.5	X			
HICKIWAN 125.0	1. Lloyd Francisco (Billy C. Manuel)	62.5	X			
	2. Henry Ramon ()	62.5	X			X
GU VO 114.0	1. Cross Antone (Juan Joe Cipriano)	57.0	X			
	2. Virgil Lewis (Michael Flores)	57.0	X			
SAN LUCY 106.0	1. John Reno ()	53.0	X			
	2. Albert Manuel, Jr. (Max P. Jose)	53.0	X			
PISINEMO 119.0	1. Edward Manuel (Alex Antone)	59.5	X			
	2. Johnson Jose ()	59.5	X			
GU ACHI 166.0	1. Alex J. Ramon (Fernando Joaquin)	83.0	X			
	2. Percy Lopez ()	83.0	X			
BABOQUIVARI 229.0	1. Joann Garcia (Frances Miguel)	114.5	X			
	2. Earl A. Francisco (Kenneth Chico, Sr.)	114.5	X			
SAN XAVIER 127.0	1. Joanne C. Preston (Carmelita Mattias)	63.5	X			
	2. Eugene Enis, Sr. (Michael Rios)	63.5	X			
SCHUK TOAK 107.0	1. Joseph Juan (Frances Francisco)	53.5	X			
	2. JoAnn Francisco (David Valenzuela Sr.)	53.5	X			
SELLS 310.0	1. Joseph T. Joaquin (Larry Garcia)	155.0	X			
	2. Andrew Patricio (Daniel Lopez)	155.0	X			
SIF OIDAK 158.0	1. Willard Juan, Sr. (Melissa Gregorio)	79.0	X			
	2. Mary Ann Antone (Nina Jose)	79.0	X			
TOTAL		1,724.0	1,724.0	-0-	-0-	01