

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Approving Agreement Second Amendment)**

**RESOLUTION NO. 20-173**

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council with**  
2 **the power "to promote, protect and provide for . . . general welfare of the Tohono**  
3 **O'odham Nation and its members" and "[t]o consult, negotiate and conclude**  
4 **agreements and contracts on behalf of the Tohono O'odham Nation with Federal,**  
5 **State and local governments . . . on all matters within the authority of the Tohono**  
6 **O'odham Council." (Constitution, Article VI, Section 1(c)(2) and Section 1(f)); and**

7 **WHEREAS, 26 T.O.C. Chapter One, Article 4, Contracting and Procurement Authority, was**  
8 **enacted and codified by Resolution No. 08-707, as amended by Resolution No. 18-**  
9 **168, to confirm and clarify the authority to enter contracts on the Nation's behalf;**  
10 **and**

11 **WHEREAS, pursuant to 26 Tohono O'odham Code Chapter 1 Article 4, Section 1406, the**  
12 **Nation's chairperson is the "designated signatory and official representative of**  
13 **the Nation on all contracts and agreements" unless otherwise provided by law;**  
14 **and**

15 **WHEREAS, the Economic Development Delegation recommends that the Legislative Council**  
16 **approve the Second Amendment to the Agreement approved by Resolution No. 19-**  
17 **465, as amended by Resolution 20-102.**

18 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**  
19 **Second Amendment in substantially in the form presented to the Legislative**  
20 **Council in closed session on June 8, 2020, provided that the Agreement and**  
21 **Second Amendment shall remain confidential and shall not be reported or**  
22 **disclosed.**

23 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 08<sup>TH</sup>**  
24 **day of JUNE, 2020 at a meeting at which a quorum was present with a vote of 3,175.7 FOR; -0-**  
25 **AGAINST; [01] NOT VOTING; and -0- ABSENT, pursuant to the powers vested in the Council by**  
26 **Article VI, Section 1(c)(2) and 1(f) of the Constitution of the Tohono O'odham Nation, adopted by**  
27 **the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**  
28 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**  
29 **18, 1934 (48 Stat.984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL

  
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Timothy Joaquin, Legislative Chairman

9 day of June, 2020

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**RESOLUTION NO. 20-173**  
**(Approving Agreement Second Amendment)**  
**Page 2 of 2**

1 **ATTEST:**

2 *Evonne Wilson*  
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4 **Evonne Wilson, Legislative Secretary**

5  
6 9 day of June, 2020  
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8 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**  
9 **O'odham Nation on the 9 day of June, 2020 at 10:54 o'clock, a .m.,**  
10 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**  
11 **effective upon his approval or upon his failure to either approve or disapprove it within 48**  
12 **hours of submittal.**

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14 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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16 *Timothy Joaquin*  
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18 **Timothy Joaquin, Legislative Chairman**  
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23  **APPROVED**

24 on the 09 day of June, 2020

25  **DISAPPROVED**

26 at 10:59 o'clock, a .m.

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28 *Ned Norris, Jr.*  
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30 **NED NORRIS, JR., CHAIRMAN**  
31 **TOHONO O'ODHAM NATION**

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35 **Returned to the Legislative Secretary on the 9 day of**  
36 June, 2020, at 11:05 'clock, a .m.

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38 *Evonne Wilson*  
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41 **Evonne Wilson, Legislative Secretary**

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ACTION: APPROVING AGREEMENT SECOND AMENDMENT

MOVED: COUNCILWOMAN MARLAKAY HENRY

SECOND: COUNCILWOMAN GRACE MANUEL

DATE: JUNE 08, 2020

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 384.8	1. LEANDER MASE (Francine Schooling)	192.40	X			
	2. ALBERTA J. RAY (Frances G. Antone)	192.40	X			
CHUKUT KUK 347.5	1. VIVIAN JUAN-SAUNDERS (Juanita Homer)	173.75	X			
	2. MARLAKAY HENRY (Billman Lopez)	173.75	X			
GUACHI 279.3	1. VICTORIA HOBBS ( )	139.65	X			
	2. TIMOTHY L. JOAQUIN (Louis L. Johnson)	139.65	X			
GU VO 264.5	1. DALLAS LEWIS (Nacho Flores)	132.25	X			
	2. GRACE MANUEL ( )	132.25	X			
HICKIWAN 213.8	1. SANDRA D. ORTEGA ( )	106.90	X			
	2. LOUIS R. LOPEZ (Delma M. Garcia)	106.90	X			
PISINEMO 230.7	1. MONICA K. MORGAN ( )	115.35	X			
	2. MARIETTA MARTIN ( )	115.35	X			
SAN LUCY 235.6	1. GLORIA RAMIREZ ( )	117.80	X		X	
	2. JANA MONTANA (Lorraine M. Eiler)	117.80	X			
SAN XAVIER 238.9	1. JANICE FELIX (Adam Andrews)	119.45	X			
	2. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	119.45	X			
SCHUK TOAK 189.0	1. QUINTIN C. LOPEZ (Agnes V. Joaquin)	94.50	X			
	2. TERESA F. DONAHUE (Alberta Espinoza)	94.50	X			
SELLS 547.1	1. EVELYN JUAN MANUEL ( )	273.55	X			
	2. ARTHUR WILSON ( )	273.55	X			
SIF OIDAK 244.5	1. LUCINDA ALLEN (Yolonda Garcia)	122.25	X			
	2. MARY LOPEZ (Ann M. Garcia)	122.25	X			
TOTAL		3,175.7	3,175.7	-0-	[01]	-0-