

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Accepting and Approving the Inter Tribal Council of Arizona, Inc. Memorandum of
Agreement for the Special Supplemental Nutrition Program for Women, Infants,
and Children, October 1, 2020 through September 30, 2025)

RESOLUTION NO. 20-435

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council with**
2 **authority "to promote, protect, and provide for public health, peace, morals,**
3 **education and general welfare of the Tohono O'odham Nation and its members"**
4 **and to "conclude agreements and contracts on behalf of the Tohono O'odham**
5 **Nation with Federal, State, and local governments. . . or with private persons or**
6 **organizations on all matters within the authority of the Tohono O'odham**
7 **Council" (Constitution of the Tohono O'odham Nation, Article VI, Section 1(c)(2)**
8 **and Section 1(f)); and**

9 **WHEREAS, funding for the Special Nutrition Program for Women, Infants, and Children**
10 **("WIC") Program is authorized by Congress through Section 17 of the "Child**
11 **Nutrition Act of 1966," as amended, and funds for such programs to state agencies**
12 **made available through the United States Department of Agriculture ("USDA");**
13 **and**

14 **WHEREAS, the Secretary of Agriculture is authorized to make grants to "state agencies" for**
15 **the purpose of administering a WIC program; and**

16 **WHEREAS, the definition of "state agency" includes "an Indian tribe, band or group**
17 **recognized by the Department of the Interior; an intertribal council or group**
18 **which is an authorized representative of Indian tribes, bands or groups**
19 **recognized by the Department of Interior and which has an ongoing relationship**
20 **with such tribes, bands or groups for other purposes and has contracted with**
21 **them to administer the Program" 7 CFR Section 246.2; and**

22 **WHEREAS, the Inter Tribal Council of Arizona, Inc. ("ITCA"), as the state agency, is required**
23 **to enter into a written agreement with each local agency that sets forth the local**
24 **agency's responsibility for program operations as prescribed in Title 7 CFR**
25 **Subpart 246.6(b); and**

26 **WHEREAS, the Tohono O'odham Nation has continued to serve as the local WIC agency,**
27 **which operates the Special Supplemental Nutrition Program for Women, Infants,**
28 **and Children; and**

29 **WHEREAS, the Health and Human Services Committee has reviewed the MOA between ITCA**
30 **and the Nation and recommends its approval.**

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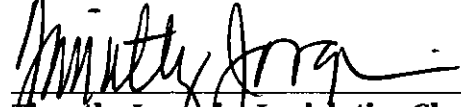
Page 2 of 3

1 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council accepts and**
2 **approves the Inter Tribal Council of Arizona Memorandum of Agreement for the**
3 **Special Supplemental Nutrition Program for Women, Infants, and Children,**
4 **effective October 1, 2020 through September 30, 2025.**


5 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Nation's**
6 **chairperson or any designated official is authorized to execute the MOA,**
7 **substantially in the form attached, and authorizes the Nation's Department of**
8 **Health and Human Services Division of Community Health Services WIC Program**
9 **to implement the agreement.**

10 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 09TH**
11 **day of DECEMBER, 2020 at a meeting at which a quorum was present with a vote of 3,175.7 FOR;**
12 **-0- AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by**
13 **Article VI, Section 1(c)(2) and Section 1(f) of the Constitution of the Tohono O'odham Nation,**
14 **adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy**
15 **Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the**
16 **Act of June 18, 1934 (48 Stat.984).**

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18 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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21 _____
22 **Timothy Joaquin, Legislative Chairman**
23
24 11 day of December, 2020

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27 **ATTEST:**

28 
29 _____
30 **Evonne Wilson, Legislative Secretary**
31
32 11 day of December, 2020

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34 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**
35 **O'odham Nation on the 11 day of December, 2020 at 12:45 o'clock, 0 .m.,**
36 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
37 **effective upon his approval or upon his failure to either approve or disapprove it within 48**
38 **hours of submittal.**

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40 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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43 _____
44 **Timothy Joaquin, Legislative Chairman**
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(Accepting and Approving the Inter Tribal Council of Arizona, Inc. Memorandum of Agreement for the Special Supplemental Nutrition Program for Women, Infants, and Children, October 1, 2020 through September 30, 2025)

Page 3 of 3

APPROVED

on the 14 day of December, 2020

DISAPPROVED

at 4:10 o'clock, P.m.



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

Returned to the Legislative Secretary on the 14 day of

December, 2020, at 4:30 o'clock, P.m.



Evonne Wilson, Legislative Secretary

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ACTION: ACCEPTING AND APPROVING THE INTER TRIBAL COUNCIL OF ARIZONA, INC. MEMORANDUM OF AGREEMENT FOR THE SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS, AND CHILDREN, OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2025

MOVED: COUNCILMAN LEANDER MASE

SECOND: COUNCILWOMAN MARLAKAY HENRY

DATE: DECEMBER 09, 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			
GUVO 264.5	1. DALLAS LEWIS (Nacho Flores)	132.25	X			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			
	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-	-0-	[01]