

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving 3% Cumulative Cost of Living Adjustment for all Employees and Full-Time
Officials of the Nation's Executive Branch, Legislative Branch, and Judicial Branch
effective January 1, 2023 to Counteract the Effects of Inflation)

RESOLUTION NO. 23-053

1 **WHEREAS,** the Tohono O'odham Legislative Council is vested with the power "to manage any
2 funds within the exclusive control of the Tohono O'odham Nation, including
3 proceeds derived from lands and resources of the Tohono O'odham Nation, and
4 to appropriate these funds for the benefit of the Nation and its members."
5 (Constitution of the Tohono O'odham Nation, Article VI, Section 1(d)(2)); and

6 **WHEREAS,** the Nation has historically used United States Bureau of Labor Statistics
7 Consumer Price Index reports to calculate the impact of inflation on salaries and
8 non-salary personnel costs and to approve a cost of living adjustment ("COLA")
9 each fiscal year to counteract the effects of inflation; and

10 **WHEREAS,** while COLAs were included in Nation's budgets for FY 2023, actual inflation
11 increased at higher rates than the COLA amount approved for the current fiscal
12 year; and

13 **WHEREAS,** the Nation's treasurer has reported that, based upon U.S. Bureau of Labor
14 Statistics Consumer Price Index reports and projections, a COLA for FY 2023 of 3%,
15 in addition to the budgeted COLA already approved for FY 2023, is necessary; and

16 **WHEREAS,** the Legislative Council has previously approved cost of living compensation
17 adjustments to salaries and non-salary personnel costs affected by wage
18 adjustments; and

19 **WHEREAS,** the Budget and Finance Committee has reviewed the COLA compensation
20 adjustment, including corresponding, non-salary personnel cost adjustments,
21 and recommends that it be approved.

22 **NOW, THEREFORE, BE IT RESOLVED** by the Tohono O'odham Legislative Council that it approves
23 a 3% adjustment, in addition to the budgeted COLA already approved for FY 2023,
24 that shall be funded by the Nation's general fund for all employees and full-time
25 elected and appointed officials of the Executive, Legislative, and Judicial
26 Branches for FY 2023 and in the following amounts:

27 **Executive Branch 2,588,981.75**

28 **Legislative Branch 91,329.13**

29 **Judicial Branch 143,465.09**

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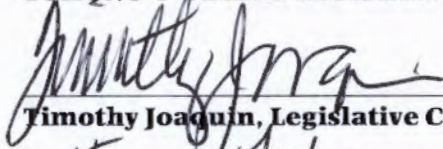
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1 **BE IT FURTHER RESOLVED** by the Tohono O'odham Legislative Council that the COLA
2 adjustment approved by this resolution shall be effective January 1, 2023 and
3 shall include funding in FY 2023 for all respective grant, contract, and other
4 written agreement/resources funding non-tribally funded positions; provided
5 that such programs shall seek non-tribal funds to pay for the adjustment,
6 including in subsequent fiscal years.

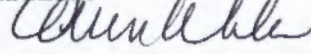
7 **BE IT FINALLY RESOLVED** that the Tohono O'odham Legislative Council approves amendments
8 to all FY 2023 budgets and future base budgets of the Nation's Executive,
9 Legislative, and Judicial Branches to reflect the 3% COLA adjustment in the
10 amounts listed above, and authorizes the Nation's chairperson, Nation's
11 treasurer, Accounting Office, and Human Resources Department to take
12 necessary steps to ensure all FY 2023 budgets and the approved wage scales are
13 adjusted accordingly for all positions effective January 1, 2023.

14 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 14th
15 day of FEBRUARY, 2023 at a meeting at which a quorum was present with a vote of 1,955.9 FOR;
16 1,062.1 AGAINST; [01] NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the
17 Council by, Article VI, Section 1(d)(2) and 1(d)(3) of the Constitution of the Tohono O'odham
18 Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting
19 Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section
20 16 of the Act of June 18, 1934 (48 Stat.984).

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22 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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26 Timothy Joaquin, Legislative Chairman
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28 15 day of February, 2023
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31 **ATTEST:**

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34 Evonne Wilson, Legislative Secretary
35
36 15 day of February, 2023
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38 Said Resolution was submitted for approval to the office of the Chairman of the Tohono
39 O'odham Nation on the 15 day of February, 2023 at 3:53 o'clock, P .m.,
40 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
41 effective upon his approval or upon his failure to either approve or disapprove it within 48
42 hours of submittal.
43

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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman

APPROVED

on the 15 day of February, 2023

DISAPPROVED

at 4:25 o'clock, P.m.



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

Returned to the Legislative Secretary on the 15 day of

February, 2023, at 4:49 o'clock, P.m.



Evonne Wilson, Legislative Secretary

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ACTION: APPROVING 3% CUMULATIVE COST OF LIVING ADJUSTMENT FOR ALL EMPLOYEES AND FULL-TIME OFFICIALS OF THE NATION'S EXECUTIVE BRANCH, LEGISLATIVE BRANCH, AND JUDICIAL BRANCH EFFECTIVE JANUARY 1, 2023 TO COUNTERACT THE EFFECTS OF INFLATION

MOVED: COUNCILWOMAN JANICE FELIX

SECOND: COUNCILWOMAN MARLAKAY HENRY

DATE: FEBRUARY 14, 2023

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia) 2. LUCINDA ALLEN (Francis Homewytewa)	122.8 122.8	X	X		
SELLS 556.5	1. ARTHUR WILSON (<i>Absent</i>) (Shelia Espino) (<i>Present</i>) 2. EVELYN JUAN-MANUEL (Arvada Liston)	278.25 278.25	X	X		
SCHUK TOAK 190.5	1. TERESA F. DONAHUE (Alberta Espinoza) 2. DELISA M. RAMON (Sharon A. Francisco)	95.25 95.25	X	X		
SAN XAVIER 242.6	1. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner) 2. JANICE FELIX ()	121.3 121.3	X X			
SAN LUCY 243.8	1. JANA MONTANA (Lorraine M. Eiler) 2. ROGER MANUEL (Christina Andrews)	121.9 121.9	X X			
PISINEMO 232.7	1. MARIETTA MARTIN () 2. EDWARD D. MANUEL (Monica Morgan)	116.35 116.35	X X			
HICKIWAN 216.6	1. LOUIS R. LOPEZ () 2. DELMA M. GARCIA ()	108.3 108.3		X X	X	
GU VO 270.7	1. GRACE MANUEL () 2. CYNTHIA SAAVEDRA (Dallas Lewis)	135.35 135.35		X X		X
GU ACHI 278.5	1. TIMOTHY L. JOAQUIN () 2. VICTORIA HOBBS (Tonya L. Joaquin)	139.25 139.25		X X		
CHUKUT KUK 351.6	1. MARLAKAY HENRY (Billman Lopez) 2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	175.8 175.8	X X			X
RABOQUIVARI 388.9	1. ALBERTA J. RAY (Frances G. Antone) 2. LEANDER MASE (Francine Schooling)	194.45 194.45	X X			
	TOTAL	3,218.0	1,955.9	1,062.1	[01]	[02]