

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving Attorney Contract for FY 2009 with the Law Firm of DeConcini**  
**McDonald Yetwin & Lacy)**

**RESOLUTION NO. 09-236**

1 **WHEREAS, the Tohono O'odham Nation contracted with Pace Pacific Corporation to construct the**  
2 **San Simon Health Center; and**

3 **WHEREAS, construction deficiencies have been discovered as the Indian Health Service began to**  
4 **move in and equip the building in June 2007; and**

5 **WHEREAS, these construction deficiencies have led to disputes between the Tohono O'odham**  
6 **Nation and Pace Pacific Corporation; and**

7 **WHEREAS, in April 2008 the Nation contracted with the law firm of Deconcini McDonald Yetwin**  
8 **& Lacy to address the construction dispute over the San Simon Health Center; and**

9 **WHEREAS, the Office of Attorney General continues to require the legal services of Deconcini**  
10 **McDonald Yetwin and Lacy to address this matter; and**

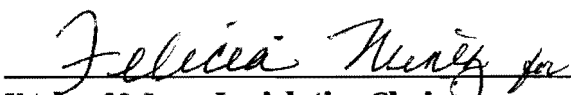
11 **WHEREAS, the attached Attorney Contract has been reviewed by the Domestic Affairs and the**  
12 **Budget & Finance Committees, which recommend approval by the Legislative Council.**

13 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby:**

- 14 **1. Approves the Attorney Contract with Deconcini McDonald Yetwin & Lacy in the**  
15 **amount of \$24,000 retroactive to October 1, 2008 to September 30, 2009**  
16 **substantially in the form attached hereto.**
- 17 **2. Funding for the Attorney Contract shall be from the professional services line item**  
18 **810 of the budget of the Planning and Economic Development Department, budget**  
19 **number 01-1015.**
- 20 **3. Authorizes and directs the Chairperson of the Nation to execute the Attorney**  
21 **Contract.**

22 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 04<sup>TH</sup>. Day**  
23 **of MAY, 2009 at a meeting at which a quorum was present with a vote of 2,534.5 FOR; -0- AGAINST;**  
24 **-0- NOT VOTING; and -0- ABSENT, pursuant to the powers vested in the Council by Section 2(a) of**  
25 **Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham**  
26 **Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs**  
27 **(Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL

  
Verlon M. Jose, Legislative Chairman  
15<sup>th</sup> day of May, 2009

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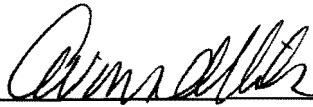
RESOLUTION NO. 09-236

(Approving Attorney Contract for FY 2009 with the Law Firm of DeConcini McDonald Yetwin & Lacy)

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ATTEST:



Evonne Wilson, Legislative Secretary

4 day of May, 2009.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 15<sup>th</sup> day of May, 2009 at 4:49 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


  
Verlon M. Jose, Legislative Chairman

on the 19 day of May, 2009

at 10:25 o'clock, A.M.


APPROVED

DISAPPROVED

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

Returned to the Legislative Secretary on the 18 day of

May, 2009, at 12:55 o'clock, P.M.

  
Evonne Wilson, Legislative Secretary

**ACTION: APPROVING ATTORNEY CONTRACT FOR FY 2009 WITH THE LAW FIRM OF DECONCINI MCDONALD YETWIN & LACY**

**MOVED: COUNCILMAN TIMOTHY JOAQUIN**

**SECOND: COUNCILWOMAN FRANCES MIGUEL**

**DATE: MAY 04, 2009**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>BABOQUIVARI</b> <b>316.9</b>	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE (Vernon Smith)	158.45	X			
<b>CHUKUT KUK</b> <b>264.8</b>	1. ETHEL GARCIA ( )	132.40	X			
	2. VERLON M. JOSE ( )	132.40	X			
<b>GU ACHI</b> <b>227.9</b>	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ( )	113.95	X			
<b>GU VO</b> <b>199.2</b>	1. GRACE MANUEL ( )	99.60	X			
	2. RAYMOND VICTOR ( )	99.60	X			
<b>HICKIWAN</b> <b>172.0</b>	1. MICHELLE ORTEGA ( )	86.00	X			
	2. SANDRA ORTEGA (Louie Lopez)	86.00	X			
<b>PISINEMO</b> <b>182.4</b>	1. CHESTER ANTONE (Tony Murrietta)	91.20	X			
	2. GERALD FAYUANT ( )	91.20	X			
<b>SAN LUCY</b> <b>181.1</b>	1. LORRAINE EILER ( )	90.55	X			
	2. GLORIA RAMIREZ ( )	90.55	X			
<b>SAN XAVIER</b> <b>196.5</b>	1. FELICIA NUÑEZ ( )	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			
<b>SCHUK TOAK</b> <b>154.6</b>	1. FRANCES B. CONDE (Frederick Jose)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			
<b>SELLS</b> <b>444.7</b>	1. KIMBERLY LISTO ( )	222.35	X			
	2. EVELYN B. JUAN MANUEL ( )	222.35	X			
<b>SIF OIDAK</b> <b>194.4</b>	1. WAVALENE ROMERO ( )	97.20	X			
	2. MARY LOPEZ ( )	97.20	X			
<b>TOTAL</b>		<b>2,534.5</b>	<b>2,534.5</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>

**\*\*PASSED VOTES**