

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Emergency Funding Request for Tohono O'odham Nation Corrections
Program to pay for Inmate Contract Beds)**

RESOLUTION NO. 09-316

1 **WHEREAS, the Tohono O'odham Nation is suffering an overwhelming increase of violence and**
2 **criminal activity leading to an increase of inmate incarcerations at the Tohono**
3 **O'odham Nation Corrections Facility; and**

4 **WHEREAS, the Tohono O'odham Nation Correctional Facility on this date has an inmate**
5 **population of 116 within a facility created to house 34 inmates including an additional**
6 **60 inmates in contract beds in the State of New Mexico; and**

7 **WHEREAS, the over crowded Corrections Facility presents a Corrections Officer and public safety**
8 **crisis that must be immediately addressed including the need to contract an**
9 **additional 25 beds; and**

10 **WHEREAS, the Tohono O'odham Nation Corrections Program requests emergency funding to**
11 **house 25 inmates for 210 days at a rate of \$48.00 per day per inmate for a total cost of**
12 **\$252,000.00; and**

13 **WHEREAS, the Corrections Administrators will constantly assess the Inmate incarceration data**
14 **to determine the need for additional funds.**

15 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council:**

- 16 **1. Appropriates \$252,000.00 from the General Fund.**
- 17 **2. That it hereby approves and authorizes the budget in the amount of \$252,000.00**
18 **for emergency funding for the Tohono O'odham Nation Corrections Program, from**
19 **the Nation's General Fund Surplus through fiscal year 2009 including allowing the**
20 **carryover of any unexpended funds into fiscal year 2010; wherein a budget will**
21 **prepared and presented to the Tohono O'odham Legislative Council for approval.**

22 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that it hereby authorizes the**
23 **Chairman and any designated official to expend and administer the budget as**
24 **attached, provided that any amendments affecting the funds or funding level shall be**
25 **submitted for further prior approval by the Tohono O'odham Legislative Council.**

26 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 22ND. Day**
27 **of MAY, 2009 at a meeting at which a quorum was present with a vote of 2,117.75 FOR; 222.35**
28 **AGAINST; -0- NOT VOTING; and 194.4[08] ABSENT, pursuant to the powers vested in the Council by**
29 **Article VI Section 1(d)(3)&(f) of the Constitution of the Tohono O'Odham Nation, adopted by the**
30 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
31 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
32 **18, 1934 (48 Stat. 984).**

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RESOLUTION NO. 09-316

(Approving Emergency Funding Request for Tohono O'odham Nation Corrections Program to pay for Inmate Contract Beds)

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Verlon Jose
Verlon M. Jose, Legislative Chairman
11 day of June, 2009

ATTEST:

Yvonne Gandy for
Evonne Wilson, Legislative Secretary
22 day of May, 2009.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 11 day of June, 2009 at 11:39 o'clock, A.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 Jose
Verlon M. Jose, Legislative Chairman

APPROVED

on the 18 day of June, 2009

DISAPPROVED

at 9:41 o'clock, A.M.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 18 day of

June, 2009, at 10:07 o'clock, A.M.

Yvonne Gandy for
Evonne Wilson, Legislative Secretary

ACTION: APPROVING EMERGENCY FUNDING REQUEST FOR TOHONO O'ODHAM NATION CORRECTIONS PROGRAM TO PAY FOR INMATE CONTRACT BEDS

MOVED: COUNCILMAN TIMOTHY JOAQUIN

SECOND: COUNCILWOMAN ETHEL GARCIA

DATE: MAY 22, 2009

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 316.9	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE (Vernon Smith)	158.45	X			X
CHUKUT KUK 264.8	1. ETHEL GARCIA ()	132.40	X			
	2. VERLON M. JOSE ()	132.40	X			X
GU ACHI 227.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ()	113.95	X			
GU VO 199.2	1. GRACE MANUEL ()	99.60	X			X
	2. RAYMOND VICTOR ()	99.60	X			
HICKIWAN 172.0	1. MICHELLE ORTEGA ()	86.00	X			X
	2. SANDRA ORTEGA (Louie Lopez)	86.00	X			
PISINEMO 182.4	1. CHESTER ANTONE (<i>Absent</i>) (Tony Murrietta) (<i>Present</i>)	91.20	X			
	2. GERALD FAYUANT ()	91.20	X			X
SAN LUCY 181.1	1. LORRAINE EILER ()	90.55	X			
	2. GLORIA RAMIREZ ()	90.55	X			
SAN XAVIER 196.5	1. FELICIA NUÑEZ ()	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			
SCHUK TOAK 154.6	1. FRANCES B. CONDE (<i>Absent</i>) (Frederick Jose) (<i>Present</i>)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			X
SELLS 444.7	1. KIMBERLY LISTO ()	222.35	X			
	2. EVELYN B. JUAN MANUEL ()	222.35		X		
SIF OIDAK 194.4	1. WAVALENE ROMERO ()	97.20				X
	2. MARY LOPEZ ()	97.20				X
TOTAL		2,534.5	2,117.75	222.35	-0-	194.4 [08]

**PASSED VOTES