

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Amending Resolution #09-243 "Approves the new Department of Health and Human Services Title IV-B, Subparts 1 & 2 Carryover Budgets for Division of Child Welfare Services" to change the indirect cost from 19.35% to 10% and modifying FY 2009 budget.)

RESOLUTION NO. 09-403

1 **WHEREAS, the Tohono O'odham Nation has operated and wishes to continue operating a Division**
2 **of Child Welfare Services to intervene against child abuse and neglect and to promote**
3 **safe and stable families; and**

4 **WHEREAS, these Title IV-B, Subparts 1 & 2 Budgets are authorized for only a two year expenditure**
5 **period, beginning October 1, 2007 and ending September 30, 2009, funding only the**
6 **two fiscal years of FY 2008 and FY 2009; and**

7 **WHEREAS, the Tohono O'odham Legislative Council approved the Title IV-B, Subpart 1 & 2**
8 **Carryover Budget in the allocated amounts with an Indirect Cost at 19.35% as:**

- 9 1. **\$14,286.51 for Title IV-B, Subpart 1 Budget, Acct. 11-1337.**
- 10 2. **\$19,083.78 for Title IV-B, Subpart 2 Budget, Acct. 11-1338; and**

11 **WHEREAS, the U.S. Department of Health and Human Services, Administration for Children and**
12 **Families (ACF), has notified the Department that The Child and Family Services**
13 **Improvement Act of 2006 (Public Law 109-288) restricts administrative costs to 10%**
14 **starting October 1, 2007 for these Title IV-B budgets, and the Department requests**
15 **approval to submit these budgets with the following restricted 10% amount for**
16 **indirect costs as:**

- 17 1. **From \$2,316.25 at 19.35% Indirect Costs to \$1,298.77 at 10% Indirect Costs for**
18 **Title IV-B, Subpart 1 Carryover Budget, 11-1337.**
- 19 2. **From \$791.80 at 19.35% Indirect Costs to \$409.20 at 10% Indirect Costs for Title**
20 **IV-B, Subpart 2 Carryover Budget, 11-1338; and**

21 **WHEREAS, these budgets have been reviewed by the Health and Human Services committee, and**
22 **Budget and Finance committee with their recommendation of approval.**

23 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby**
24 **Amends Resolution #09-243 FY 2009 Department of Health and Human Services Title**
25 **IV-B, Subparts 1 & 2 Carryover Budgets. With an adjusted Indirect Cost to reflect the**
26 **restricted 10% for Title IV-B Budgets, from \$2,316.25 at 19.35% Indirect Costs to**
27 **\$1,298.77 at 10% Indirect Costs for 11-1337 Title IV-B, subpart 1 carryover budget and**
28 **from \$791.80 at 19.35% Indirect Costs to \$409.20 at 10% Indirect Costs for 11-1338 Title**
29 **IV-B, Subpart 2 Carryover Budget.**

30 **BE IT FINALLY RESOLVED that the Tohono O'odham Nation's officials to wit: the Chairman, Vice-**
31 **Chairman and any designated official are hereby authorized to negotiate, execute and**

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 9TH. Day of JULY, 2009 at a meeting at which a quorum was present with a vote of 2,595.50 FOR; -0- AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Article VI Section 1 (d)(2)(3) and (f) of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Felicia Murray for
Verlon M. Jose, Legislative Chairman
23rd day of July, 2009

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary
9 day of July, 2009.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 23rd day of July, 2009 at 9:02 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

Felicia Murray for
Verlon M. Jose, Legislative Chairman

APPROVED

on the 23 day of July, 2009

DISAPPROVED

at 11:05 o'clock, a.M.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN

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1 Returned to the Legislative Secretary on the 23 day of

2
3 July, 2009, at 12:12 o'clock, P.M.

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6 **Evonne Wilson, Legislative Secretary**

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ACTION: AMENDING RESOLUTION #09-243 "APPROVES THE NEW DEPARTMENT OF HEALTH AND HUMAN SERVICES TITLE IV-B, SUBPARTS 1 & 2 CARRYOVER BUDGETS FOR DIVISION OF CHILD WELFARE SERVICES" TO CHANGE THE INDIRECT COST FROM 19.35% TO 10% AND MODIFYING FY 2009 BUDGET.

MOVED: COUNCILWOMAN SANDRA ORTEGA

SECOND: COUNCILWOMAN CYNTHIA E. MANUEL

DATE: JULY 09, 2009

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF ODAK 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			
	2. MARY LOPEZ ()	99.35	X			
SELLS 449.6	1. KIMBERLY LISTO ()	224.80	X			X
	2. EVELYN B. JUAN MANUEL ()	224.80	X			
SCHUK TOAK 159.0	1. FRANCES B. CONDE (Fredrick Jose)	79.50	X			
	2. LINDA PARLEY (Agnes Joaquin)	79.50	X			
SAN XAVIER 204.7	1. FELICIA NUÑEZ ()	102.35	X			
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	102.35	X			
SAN LUCY 187.1	1. LORRAINE EILER (Charlotte Cadavas)	93.55	X			
	2. GLORIA RAMIREZ ()	93.55	X			
PISINEMO 184.5	1. CHESTER ANTONE (Tony Murrietta)	92.25	X			
	2. EDWARD MANUEL (Gerald Fayuant)	92.25	X			
HICKIWAN 174.5	1. MICHELLE ORTEGA ()	87.25	X			
	2. SANDRA ORTEGA ()	87.25	X			
GU VO 206.3	1. GRACE MANUEL ()	103.15	X			
	2. PAMELA ANGHILL (Angela Ortiz)	103.15	X			
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN ()	115.05	X			
	2. CYNTHIA E. MANUEL ()	115.05	X			
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50	X			
	2. VERLON M. JOSE ()	138.50	X			X
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES B. ANTONE ()	162.0	X			