

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving Amendment No. 1 and Amendment No. 2 for the Incarceration of Prisoners**  
**with Gallup McKinley Adult Detention Center/Jail Authority Board)**

**RESOLUTION NO. 09-451**

1 **WHEREAS, the Tohono O'odham Nation previously entered into agreements with Gallup**  
2 **McKinley Adult Detention Center/Jail Authority Board in March 2007 and in October**  
3 **2007 for the housing of inmates from the Tohono O'odham Detention Center; and**

4 **WHEREAS, this inmate housing arrangement was necessary to deal with disruptive inmates and**  
5 **general overcrowding in the Tohono O'odham Detention Center; and**

6 **WHEREAS, the Tohono O'odham Detention Center Program continues to require the use of bed**  
7 **space at the Gallup McKinley Adult Detention Center and the current agreement**  
8 **expired on October 01, 2009; and**

9 **WHEREAS, the parties to the current Agreement for the Incarceration of Prisoners by and**  
10 **between Tohono O'odham Nation and Gallup McKinley Adult Detention Center/Jail**  
11 **Authority Board (the "Agreement") have agreed to an extension of the Agreement**  
12 **through September 30, 2009 as reflected in the attached Amendment No. 1 and have**  
13 **further agreed to extension of the Agreement through September 30, 2010 as reflected**  
14 **in the attached Amendment No. 2; and**

15 **WHEREAS, the Tohono O'odham Detention Program has an approved budget for FY 2010 with**  
16 **sufficient funding for this contract extension; and**

17 **WHEREAS, this Amendment No. 1 and Amendment No. 2 have been reviewed by the Domestic**  
18 **Affairs Committee which recommend approval by the Legislative Council.**

19 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby**  
20 **approves Amendment No. 1 and Amendment No. 2 to the Agreement for the**  
21 **Incarceration of Prisoners by and between Tohono O'odham Nation and Gallup**  
22 **McKinley Adult Detention Center/Jail Authority Board substantially in the form**  
23 **attached hereto and authorizes the Chairman of the Nation to execute them.**

24 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06<sup>TH</sup>. Day**  
25 **of AUGUST, 2009 at a meeting at which a quorum was present with a vote of 2,421.0 FOR; -0-**  
26 **AGAINST; 174.5[04] NOT VOTING; and [03]ABSENT, pursuant to the powers vested in the Council by**  
27 **Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono**  
28 **O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**  
29 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**  
30 **Stat. 984).**

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**RESOLUTION NO. 09-451**

**(Approving Amendment No. 1 and Amendment No. 2 for the Incarceration of Prisoners with Gallup McKinley Adult Detention Center/Jail Authority Board)**

Page 2 of 2

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

  
Verlon M. Jose, Legislative Chairman

13 day of August, 2009

ATTEST:

  
Evonne Wilson, Legislative Secretary

6 day of August, 2009.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 13 day of August, 2009 at 2:19 o'clock, 2 .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

APPROVED on the 17 day of August, 2009  
 DISAPPROVED at 11:55 o'clock, a .M.

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

Returned to the Legislative Secretary on the 17 day of August, 2009, at 11:50 o'clock, a .M.

  
Evonne Wilson, Legislative Secretary

**ACTION: APPROVING AMENDMENT NO. 1 AND AMENDMENT NO. 2 FOR THE INCARCERATION OF PRISONERS WITH GALLUP MCKINLEY ADULT DETENTION CENTER/JAIL AUTHORITY BOARD**

**Moved: COUNCILWOMAN ETHEL GARCIA**

**SECOND: COUNCILMAN TIMOTHY JOAQUIN**

**DATE: AUGUST 06, 2009**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF OIDAK</b> <b>198.7</b>	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			
	2. MARY LOPEZ ( )	99.35	X			
<b>SELLS</b> <b>449.6</b>	1. KIMBERLY LISTO ( )	224.80	X			
	2. EVELYN B. JUAN MANUEL ( )	224.80	X			X
<b>SCHUK TOAK</b> <b>159.0</b>	1. FRANCES B. CONDE (Fredrick Jose)	79.50	X			
	2. LINDA PARLEY (Agnes Joaquin)	79.50	X			
<b>SAN XAVIER</b> <b>204.7</b>	1. FELICIA NUÑEZ ( )	102.35	X			
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	102.35	X			X
<b>SAN LUCY</b> <b>187.1</b>	1. LORRAINE EILER (Charlotte Cadavas)	93.55	X			
	2. GLORIA RAMIREZ ( )	93.55	X			
<b>PISINEMO</b> <b>184.5</b>	1. CHESTER ANTONE (Tony Murrietta)	92.25	X			
	2. EDWARD MANUEL (Gerald Fayuant)	92.25	X		X	
<b>HICKIWAN</b> <b>174.5</b>	1. MICHELLE ORTEGA ( )	87.25			X	X
	2. SANDRA ORTEGA ( )	87.25			X	
<b>GU VO</b> <b>206.3</b>	1. GRACE MANUEL ( )	103.15	X			
	2. PAMELA ANGHILL (Angela Ortiz)	103.15	X		X	
<b>GU ACHI</b> <b>230.1</b>	1. TIMOTHY L. JOAQUIN ( )	115.05	X			
	2. CYNTHIA E. MANUEL ( )	115.05	X			
<b>CHUKUT KUK</b> <b>277.0</b>	1. ETHEL GARCIA (Sara Mae Williams)	138.50	X			
	2. VERLON M. JOSE ( )	138.50	X			
<b>BABOQIVARI</b> <b>324.0</b>	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE ( )	162.0	X			
<b>TOTAL</b>		<b>2,595.50</b>	<b>2,421.0</b>	<b>-0-</b>	<b>174.5</b> <b>[04]</b>	<b>[03]</b>