

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2009 Attorney Contract for Lawrence O. Boswell to Serve as
Conflict Attorney)

RESOLUTION NO. 09-011

1 **WHEREAS, there is a need for attorneys to handle conflict cases which the Tohono O'odham**
2 **Advocate Program is not ethically allowed to handle in regards to the increasing needs**
3 **of tribal members for legal representation in civil and criminal matters; and**

4 **WHEREAS, the Advocate Program wishes to contract with Lawrence O. Boswell to represent**
5 **clients who cannot be represented by the Nations Advocate Program; due to the**
6 **programs' conflict of interest; and**

7 **WHEREAS, the Advocate Program has presented a contract for Lawrence O. Boswell which**
8 **confirms the terms and conditions related to his services, a copy of which is attached**
9 **hereto; and**

10 **WHEREAS, the Domestic Affairs Committee has recommended approval by the Legislative Council**
11 **of a Conflict Attorney Contract with Lawrence O. Boswell on such terms.**

12 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
13 **Conflict Attorney Contract for Lawrence O. Boswell in substantially the form attached**
14 **hereto in an amount not to exceed \$85,000.**

15 **BE IT FURTHER RESOLVED that the Contract shall be retroactive to October 1, 2008 and end**
16 **September 30, 2009 for the entire period of fiscal year 2009.**

17 **BE IT FINALLY RESOLVED that funding for the Conflict Attorney Contract for Lawrence O. Boswell**
18 **shall be provided under the operating budget of the Tohono O'odham Advocate**
19 **Program for fiscal year 2009.**

20 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 07TH. Day**
21 **of JANUARY, 2009 at a meeting at which a quorum was present with a vote of 2,140.9 FOR; 194.4**
22 **AGAINST; -0- NOT VOTING; and 199.2 [06] ABSENT, pursuant to the powers vested in the Council by**
23 **Section 2 (a) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**
24 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
25 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
26 **18, 1934 (48 Stat. 984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL



Verlon M. Jose, Legislative Chairman

7 day of January, 2009

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RESOLUTION NO. 09-011

(Approving FY 2009 Attorney Contract for Lawrence O. Boswell to Serve as Conflict Attorney)

Page 2 of 2

1 **ATTEST:**

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6 **Lucille Lopez, Acting Legislative Secretary**

7 07 day of January, 2009.

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9 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham**
10 **Nation on the 7 day of January, 2009 at 4:48 o'clock, P.M.,**
11 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
12 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
13 **submittal.**

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15 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

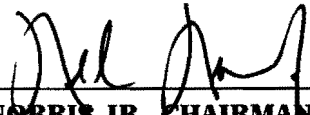
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19 **Verlon M. Jose, Legislative Chairman**

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23 **APPROVED**

on the 08 day of January, 2009

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25 **DISAPPROVED**

at 3:25 o'clock, P.M.

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29 **NED NORRIS, JR., CHAIRMAN**
30 **TOHONO O'ODHAM NATION**

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34 **Returned to the Legislative Secretary on the 08 day of**

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36 January, 2009, at 4:40 o'clock, P.M.

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40 **Lucille Lopez, Acting Legislative Secretary**

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ACTION: APPROVING FY 2009 ATTORNEY CONTRACT FOR LAWRENCE O. BOSWELL TO SERVE AS CONFLICT ATTORNEY

MOVED: COUNCILMAN TIMOTHY JOAQUIN

SECOND: COUNCILWOMAN KIMBERLY LISTO

DATE: JANUARY 07, 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 (<i>Absent</i>) (Vernon Smith) (<i>Present</i>)	158.45	X			
CHUKUT KUK 264.8	1. ETHEL GARCIA ()	132.40	X			X
	2. VERLON M. JOSE ()	132.40	X			
GU ACHI 227.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ()	113.95	X			X
GU VO 199.2	1. GRACE MANUEL ()	99.60				X
	2. RAYMOND VICTOR ()	99.60				X
HICKIWAN 172.0	1. MICHELLE ORTEGA ()	86.00	X			
	2. SANDRA ORTEGA ()	86.00	X			X
PISINEMO 182.4	1. CHESTER ANTONE (Tony Murrietta)	91.20	X			
	2. GERALD FAYUANT ()	91.20	X			
SAN LUCY 181.1	1. LORRAINE EILER ()	90.55	X			
	2. GLORIA RAMIREZ ()	90.55	X			
SAN XAVIER 196.5	1. FELICIA NUÑEZ (Adam P. Andrews)	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			
SCHUK TOAK 154.6	1. FRANCES B. CONDE (Frederick Jose)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	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		X
TOTAL		2,534.5	2,140.9	194.4	-0-	199.2 [06]

**PASSED VOTES