

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Tohono O'odham Tribal Employment Rights Commission TERO Fee
Budget #44-1071 for FY 2011)

RESOLUTION NO. 11-132

1 **WHEREAS, the Tohono O'odham Nation adopted the Employment Rights Ordinance No. 01-85**
2 **which established the Tribal Employment Rights Commission, who was charged with**
3 **carrying out the terms of the Ordinance; and**

4 **WHEREAS, the independent Commission functions by supporting the applications of preference**
5 **in contracting and employment under the TERO Ordinance No. 01-85; as amended, 13**
6 **T.O.C. Chapter 1; and**

7 **WHEREAS, the Tribal Employment Rights Commission is assisted by the Tribal Employment**
8 **Rights Office, which has operated since 1978; and**

9 **WHEREAS, the Employment Rights Ordinance provides, in Section 11 for the collection of**
10 **Employment Rights Fees from all covered employers operating within the exterior**
11 **boundaries of the Nation; and**

12 **WHEREAS, the purpose of the TERO Fees is to raise revenue for the operation of the Tribal**
13 **Employment Rights Commission; and**

14 **WHEREAS, in accordance with Section 11 (C) of the Ordinance, the fees collected shall be**
15 **expended by the Tribal Employment Rights Commission pursuant to budgets duly**
16 **approved by the Executive Office and Legislative Council to carry out the purposes of**
17 **the Ordinance, including training programs for workers and business persons; and**

18 **WHEREAS, the Employment Rights Fees collected during Year 2009 was \$470,808.04; and**

19 **WHEREAS, the Legislative Council approved Resolution No. 10-332 authorizing the FY 2010 budget**
20 **in the amount of \$200,000.00 from the Employment Rights Fees collected in Fiscal Year**
21 **2009; and**

22 **WHEREAS, Resolution No. 10-322 authorized the remaining balance of TERO Fee funds to be**
23 **utilized as carryover funds for FY-2011 from the Employment Rights Fees collected in**
24 **Year 2009; and**

25 **WHEREAS, the Tribal Employment Rights Commission submits FY 2011 budget in the amount of**
26 **\$276,561.75 from the remaining Employment Rights Fees collected in Fiscal Year 2009.**

27 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it hereby**
28 **approves the Tribal Employment Rights Commission FY-2011 Budget in the amount**
29 **of \$276,561.75 for a grand total of \$276,561.75 attached hereto.**

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1 **BE IT FURTHER RESOLVED** that this budget shall be retroactive to October 1, 2010 through
2 **September 30, 2011.**

3 **BE IT FURTHER RESOLVED** that any remaining balance of TERO Fee funds shall be carried over to
4 **the next fiscal year, provided that such funds may only be expended in accordance**
5 **with an FY 2012 approved budget by this council.**

6 **BE IT FINALLY RESOLVED** that the Tohono O'odham Legislative Council hereby authorizes the
7 **Tribal Employment Rights Commission and any designated official to expend and**
8 **administer the budget as attached, provided that any amendments affecting funds or**
9 **funding level shall be submitted for further prior approval the Tohono O'odham**
10 **Legislative Council.**

11 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 05TH Day**
12 **of APRIL, 2011 at a meeting at which a quorum was present with a vote of 1,829.85 FOR; 591.15**
13 **AGAINST; 01 [NOT VOTING; and 174.50] [05] ABSENT, pursuant to the powers vested in the Council**
14 **by Article VI, Section 1 (d)(2) and (3) of the Constitution of the Tohono O'odham Nation, adopted**
15 **by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
16 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
17 **18, 1934 (48 Stat. 984).**

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19 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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23 **Verlon M. Jose, Legislative Chairman**
24
25 13th day of April, 2011
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28 **ATTEST:**

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31 **Evonne Wilson, Legislative Secretary**

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33 12 day of April, 2011.
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35 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham**
36 **Nation on the 13th day of April, 2011 at 3:01 o'clock, P.M.,**
37 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
38 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
39 **submittal.**

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RESOLUTION NO. 11-132

(Approving the Tohono O'odham Tribal Employment Rights Commission TERO Fee Budget #44-1071 for FY 2011)

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TOHONO O'ODHAM LEGISLATIVE COUNCIL



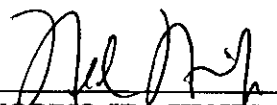
Verlon M. Jose, Legislative Chairman

APPROVED

on the 14th day of April, 2011

DISAPPROVED

at 11:50 o'clock, a.M.



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

Returned to the Legislative Secretary on the 14 day of

April, 2011, at 1:40 o'clock, p.M.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING THE TOHONO O'ODHAM TRIBAL EMPLOYMENT RIGHTS COMMISSION TERO FEE BUDGET #44-1071 FOR FY 2011

MOVED: COUNCILMAN TIMOTHY JOAQUIN

SECOND: COUNCILWOMAN CYNTHIA E. MANUEL

DATE: APRIL 05, 2011

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			
	2. MARY LOPEZ ()	99.35	X			
SELLS 449.6	1. KIMBERLY MULL ()	224.80	X			
	2. EVELYN B. JUAN MANUEL ()	224.80		X		
SCHUK TOAK 159.0	1. FRANCES B. CONDE (<i>Absent</i>) (Fredrick Jose) (<i>Present</i>)	79.50		X		
	2. NEDDIE BLAINE ()	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 ()	93.55	X			
	2. GLORIA RAMIREZ ()	93.55	X			X
PISINEMO 184.5	1. CHESTER ANTONE (<i>Absent</i>) (Tony Murrietta) (<i>Present</i>)	92.25	X		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			X
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN ()	115.05	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	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 (<i>Absent</i>) (Roberta Harvey) (<i>Present</i>)	162.0	X			
	2. FRANCES G. ANTONE (<i>Absent</i>) (Vernon Smith) (<i>Present</i>)	162.0	X			
TOTAL		2,595.50	1,829.85	591.15	[01]	174.50 [05]