

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Low-Income Home Energy Assistance Program Intergovernmental Agreement Amendment No. 7 between the Tohono O'odham Nation and the Arizona Department of Economic Security and FY 2024 Department of Health and Human Services Division of Family Assistance Low-Income Home Energy Assistance Program Budget Amendment No. 1)

RESOLUTION NO. 24-186

1 **WHEREAS,** the Tohono O'odham Legislative Council is vested with the power “[t]o consult,
2 negotiate and conclude agreements . . . on behalf of the Tohono O'odham Nation
3 with . . . Federal, State and local governments . . . or their departments, agencies,
4 or political subdivisions . . . on all matters within the authority of the Tohono
5 O'odham Council” and “[t]o exercise the inherent powers of the Tohono O'odham
6 Nation by providing . . . resolutions” . . . “to promote, protect and provide for public
7 health, peace, morals, education and general welfare of the Tohono O'odham
8 Nation and its members”; and “to manage any funds within the exclusive control
9 of the Tohono O'odham Nation . . . and to appropriate these funds for the benefit
10 of the nation and its members” provided that “[a]ll expenditures of these funds
11 shall be pursuant to appropriations or budgets” authorized by resolution or
12 ordinance (Constitution of the Tohono O'odham Nation, Article VI, Section 1(c)(2),
13 (d)(2) and (f)); and

14 **WHEREAS,** the Low-Income Home Energy Assistance Program (“LIHEAP”) is a federally
15 funded program, administered by the Arizona Department of Economic Security
16 (“ADES”), that helps low-income households pay their heating/cooling bills,
17 minimize crises, and make energy costs more affordable; and

18 **WHEREAS,** the Tohono O'odham Nation Legislative Council previously approved the LIHEAP
19 Intergovernmental Agreement (“IGA”) between the Tohono O'odham Nation
20 (“Nation”) and the ADES by Resolution No. 20-234 for the period of July 1, 2020
21 through June 30, 2025 which provides funding to the Nation for the LIHEAP on an
22 annual basis; and

23 **WHEREAS,** the Tohono O'odham Nation Legislative Council previously approved the LIHEAP
24 IGA Amendments Nos. 1 – 6 between the Nation and the ADES by Resolutions Nos.
25 21-351, 22-021, 22-362, 23-202, and 23-356; and

26 **WHEREAS,** the ADES has submitted LIHEAP IGA Amendment No. 7, which will add the
27 Itemized Service Budget for the period of July 1, 2023, through June 30, 2024; and

28 **WHEREAS,** in accordance with the Alert issued on November 20, 2023, the revised allocations
29 are as follows: The total value of the budget is revised from \$125,000.00 to
30 \$206,080.85 as detailed in the attached itemized service budget; and
31

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(Approving the Low-Income Home Energy Assistance Program Intergovernmental Agreement Amendment No. 7 between the Tohono O'odham Nation and the Arizona Department of Economic Security and FY 2024 Department of Health and Human Services Division of Family Assistance Low-Income Home Energy Assistance Program Budget Amendment No. 1)

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1 **WHEREAS,** the FY 2024 Department of Health and Human Services Division of Family
2 Assistance LIHEAP Budget in the amount of \$124,595.79 plus indirect costs of
3 \$404.21, that were not allowed, was approved by Resolution No. 23-189; and

4 **WHEREAS,** the Department of Health and Human Services has prepared and submitted for
5 review and approval its FY 2024 Department of Health and Human Services
6 Division of Family Assistance LIHEAP Budget Amendment No. 1, which is
7 incorporated by this reference, and which will create a new line item and adjust
8 operational expenses, that will increase the budget by \$81,080.85 from
9 \$125,000.00 to \$206,080.85, to be funded by the Nation's General Fund pending
10 reimbursement from the State of Arizona; and

11 **WHEREAS,** the Health and Human Services Committee has reviewed the LIHEAP IGA
12 Amendment No. 7 and recommends its approval; and

13 **WHEREAS,** the Health and Human Services and Budget and Finance Committees have
14 reviewed the FY 2024 Department of Health and Human Services Division of
15 Family Assistance LIHEAP Budget Amendment No. 1 and recommend its approval.

16 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council approves the
17 Low-Income Home Energy Assistance Program Intergovernmental Agreement
18 Amendment No. 7 between the Tohono O'odham Nation and the Arizona
19 Department of Economic Security, and the FY 2024 Department of Health and
20 Human Services Division of Family Assistance Low-Income Home Energy
21 Assistance Program Budget Amendment No. 1 effective July 1, 2023, in the amount
22 of \$206,080.85, which shall be funded by the Nation's General Fund pending
23 reimbursement from the State of Arizona.

24 **BE IT FINALLY RESOLVED** by the Tohono O'odham Legislative Council that the Tohono O'odham
25 Nation's Chairperson or any designated official is authorized to execute the Low-
26 Income Home Energy Assistance Program Intergovernmental Agreement
27 Amendment No. 7 between the Tohono O'odham Nation and the Arizona
28 Department of Economic Security, and that the Tohono O'odham Nation's
29 Chairperson or any designated official is authorized to administer and expend
30 the FY 2024 Department of Health and Human Services Division of Family
31 Assistance Low-Income Home Energy Assistance Program Budget Amendment

RESOLUTION NO. 24-186

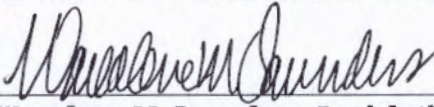
(Approving the Low-Income Home Energy Assistance Program Intergovernmental Agreement Amendment No. 7 between the Tohono O'odham Nation and the Arizona Department of Economic Security and FY 2024 Department of Health and Human Services Division of Family Assistance Low-Income Home Energy Assistance Program Budget Amendment No. 1)

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No. 1, substantially in the form attached hereto, provided that any amendments shall be submitted for prior approval by the Tohono O'odham Legislative Council.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 25TH day of JUNE 2024 at a meeting at which a quorum was present with a vote of 3,263.3 FOR; -0- AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(c)(2), (d)(2) 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).

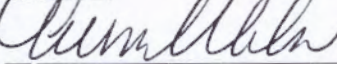
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Wavalene M. Saunders, Legislative Chairwoman

26 day of June, 2024

ATTEST:

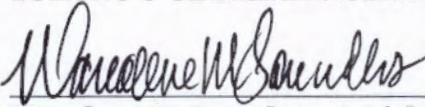


Evonne Wilson, Legislative Secretary

25 day of June, 2024

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 26 day of June, 2024 at 12:15 o'clock, 8 .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



Wavalene M. Saunders, Legislative Chairwoman

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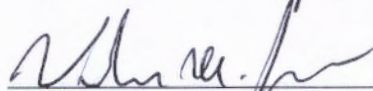
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APPROVED

on the 27 day of June, 2024

DISAPPROVED

at 5:55 o'clock, p. .m.

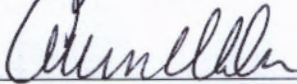


EXCEEDED 48 HOURS

VERLON M. JOSE, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 27 day of

June, 2024, at 6:03 o'clock, p. .m.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING THE LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM INTERGOVERNMENTAL AGREEMENT AMENDMENT NO. 7 BETWEEN THE TOHONO O'ODHAM NATION AND THE ARIZONA DEPARTMENT OF ECONOMIC SECURITY AND FY 2024 DEPARTMENT OF HEALTH AND HUMAN SERVICES DIVISION OF FAMILY ASSISTANCE LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM BUDGET AMENDMENT NO. 1

MOVED: COUNCILMAN DANIEL L.A. PRESTON III

SECOND: COUNCILWOMAN VIVIAN JUAN-SAUNDERS

DATE: JUNE 25, 2024

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 394.2	1. LEANDER MASE (Francine Schooling) 2. JESSE NAVARRO (<i>Absent</i>) (Alberta J. Ray) (<i>Present</i>)	197.1 197.1	X X			X
CHUKUT KUK 354.7	1. VIVIAN JUAN-SAUNDERS (Cornelius Antone) 2. MARLAKAY HENRY ()	177.35 177.35	X X			
GU ACHI 282.7	1. VICTORIA HOBBS (Tonya L. Joaquin) 2. JEROME F. JOAQUIN ()	141.35 141.35	X X			
GU VO 276.0	1. DALLAS LEWIS () 2. LESLIE LUNA ()	138.0 138.0	X X			
HICKIWAN 220.5	1. DELMA M. GARCIA () 2. LOUIS R. LOPEZ (Loretta A. Ortega)	110.25 110.25	X X			X
PISINEMO 236.2	1. EDWARD D. MANUEL (Monica Morgan) 2. PAMELA J. BENAVIDEZ (<i>Absent</i>) (Nora J. Ruelas) (<i>Present</i>)	118.1 118.1	X X			X
SAN LUCY 257.6	1. ROGER MANUEL (<i>Absent</i>) (Christina Andrews) (<i>Present</i>) 2. GLORIA M. RAMIREZ (<i>Absent</i>) (Lorraine M. Eiler) (<i>Present</i>)	128.8 128.8	X X			
SAN XAVIER 244.5	1. JANICE FELIX () 2. DANIEL L.A. PRESTON III ()	122.25 122.25	X X			
SCHUK TOAK 191.8	1. DELISA M. RAMON (Sharon A. Francisco) 2. THEORIA CAMPILLO (Rebecca Ann Valentine)	95.9 95.9	X X			
SELLS 558.0	1. EVELYN JUAN MANUEL (Arvada Liston) 2. JANET B. ELEANDO ()	279.0 279.0	X X			
SIF OIDAK 247.1	1. LUCINDA ALLEN (Francis Homewytewa) 2. WAVALENE M. SAUNDERS (Mary Lopez)	123.55 123.55	X X			X
	TOTAL	3,263.30	3,263.3	-0-	-0-	[04]