

**CHIEF ELECTED OFFICIALS
CONSORTIA AGREEMENT**

Background

If a Local Workforce Development Area (LWDA) includes more than one unit of general local government, the Chief Elected Officials (CEOs) of such units must execute a written consortia agreement that specifies the respective roles of the individual CEOs in the appointment of the members of the local workforce development board (LWDB) from the individuals nominated or recommended to be such members in accordance with eligible criteria, and in carrying out any other responsibilities assigned to CEOs under WIOA (WIOA 107(c)(1)(B)(i and ii).

Thirteen Tribal Nations are in the Nineteen Tribal Nations Workforce Development Area (NTNWDAs), and each has a CEO known as Tribal Chairman/Chairwoman, Governor, or President.

Duration of Agreement

This Agreement shall take effect upon signature of all parties and shall remain in effect until:

- 1) The Nineteen Tribal Nations Workforce Development Area/Board are amended or dissolved: or
- 2) Funding from the State or U.S. Department of Labor is rescinded or repealed.

Grant Recipient and Signatory

The CEOs are the grant recipients for the grant funds allocated to the LWDA under youth workforce investment activities (WIOA section 128) and adult employment and training activities (WIOA section 133).

Currently the State of Arizona executes contracts with individual tribes and distributes allocated funds to them. The CEO signs the contract, and delegates operational and fiscal management of the youth and adult activities to the WIOA Program Director.

At this time, the Pascua Yaqui Tribe functions as the Fiscal Agent for Dislocated Worker Program funds and WIOA Administrative Funds for board operations. The Dislocated Worker Program funds are specifically identified and are for dislocated worker program activities at any of the tribes. The NTN Dislocated Worker Program Manager manages these funds in coordination with the Pascua Yaqui Tribe.

The NTN Executive Director and NTN Board coordinate approval of administrative funds expenditures.

Signatory Authority

Per the NTN Bylaws, each of the thirteen tribes in the Local Workforce Development Area may appoint one representative to serve on the Local Workforce Development Board. If a tribe chooses not to appoint a representative, that tribe will not be listed on the Local Board Roster; however, this does not remove the CEOs liability of funds.

Tribal CEOs delegate authority to their representative to approve and sign all documents on their behalf as long as it does not commit the tribe to any financial obligation. The NTN Board Chairperson may sign documents on behalf of the Local Board.

Liability of Funds

The CEO is liable for any misuse of all local funds for his/her tribe. Each CEO has financial liability for his/her tribe's allocation.

Fiscal Agent Designation

The NTN has designated the Pascua Yaqui Tribe as the Fiscal Agent effective April 1, 2021 with a new Agreement to include the roles and responsibilities listed below.

Roles and responsibilities of the Fiscal Agent are:

- Receive WIOA Title IB Funds
- In coordination with the LWDB, execute IGA's/Contracts with tribes for their allocation of funds
- Maintain proper accounting records and adequate documentation
- Ensure sustained fiscal integrity and accountability for expenditures of funds in accordance with Office of Management and Budget circulars, WIOA and the corresponding Federal and State policies
- Prepare financial reports
- Provide technical assistance to subrecipients regarding fiscal issues
- Coordinate with the LWDB and Board Staff to process checks
- Coordinate with the LWDB and Board Staff to respond to audit financial findings

The Fiscal Agent may:

- Be responsible for financial monitoring and oversight functions, or the LWDB may delegate this to another entity
- Conduct financial monitoring of service providers at the direction of the LWDB

LWDB Budget

The LWDB and its staff will prepare and approve an annual budget for the Program Year by their August Board Meeting each year. The budget will include line items for:

- Fiscal Agent
- One-Stop Operator
- Infrastructure Costs for One-Stop Centers
- Dislocated Worker Program Expenses
- Board Staff
- Consultants
- Other Board Operating Costs, e.g., Salary, Training, Travel, Meeting Expenses, Program Supplies, Office Supplies, Office Equipment

Although, the authority to prepare and approve the local board budget is delegated to the NTN Board, the budget will be distributed to all CEOs within two (2) weeks after it is approved with a request for the CEOs to submit any questions or comments to the LWDB. Revisions to the budget will be made if requested by a majority of the CEOs. The LWDB may increase or decrease the amount for any line item when deemed appropriate.

Delegation to NTN Board

The CEOs choose not to appoint a Lead CEO to serve as the signatory for the CEOs. Rather they choose to delegate certain authority and responsibilities to the NTN Board as follows:

- Write and approve policies
- Prepare and approve the local board budget
- Select the Fiscal Agent and execute the formal agreement

- Generate a Request for Proposal (RFP) for the One-Stop Operator. Ensure a competitive procurement by appointing an Evaluation Committee that will evaluate all proposals received and then make a recommendation to the full board. The full board will select the operator and execute the formal agreement.
- Hire Executive Director, staff and consultants
- Negotiate and reach agreement on local performance measures with the State of Arizona Department of Economic Security.
- Approve other documents that do not commit an individual tribe to a financial obligation

LWDB Representation

NTN Bylaws state “The Chief Elected Official of each tribe within the NTNWDA may appoint one (1) representative to membership on the board. When the CEO completes and signs the appointment form, the appointment is automatically accepted by the board. This ensures fair and equitable representation from each tribe.

Communication

The LWDB schedules four (4) regular board meetings each program year. Notice and minutes of all NTN Board Meetings are sent to each CEO. The NTN encourages CEO’s to attend all board meetings. Tribal appointees on the NTN Board are expected to maintain on-going communication with their respective CEO so they are kept up to date on NTN Board activities.

CEOs may communicate, regarding LWDB activities, with each other by any method they choose, e.g., phone conferencing, email, virtual meetings, or tribal leaders meetings and at anytime they choose. A CEO or multiple CEOs may request a special meeting with the LWDB, and the LWDB will convene the meeting.

The LWDB cannot dictate how many times a year the CEOs will meet. However, the board requests the CEOs to meet a minimum of once per program year to review/discuss LWDB activities. The CEOs will send questions, requests for documents, requests for information to the NTN Executive Director for dissemination to the NTNWDB.

CEOs are required by WIOA to provide guidance on a number of LWDB activities. They may provide additional guidance to the NTN Board or request information at anytime.

Amendments

Amendments to this Agreement may be submitted at anytime by the NTN Board or any Tribal CEO. Proposed amendments will be sent to all NTN Board Members and Tribal CEO’s. The CEO’s will be requested to submit their vote to approve the amendment. Amendments will be effective when approved by a majority of the Tribal CEO’s.

Tribal CEO elections are held at different times in the tribes, and the term of office may also be different. Tribal CEOs, or their designee, are requested to notify the NTNWDB Executive Director if a new CEO is elected. If a new CEO is elected during the term of this Agreement, the NTN Executive Director will provide them with a copy of this Agreement and request they review the Agreement and submit any questions and/or suggestions for possible changes.

Participating CEOs

Cocopah Indian Tribe

Sherry Cordova, Chairwoman
14515 S Veterans Dr
Somerton AZ 85350
Phone: (928) 627-2102

Colorado River Indian Tribes

Amelia Flores, Chairwoman
26600 Mohave Rd
Parker AZ 85344
Phone: (928) 669-9211

Fort Mojave Indian Tribe

Timothy Williams, Chairman
500 Merriman Ave
Needles CA 92363
Phone: (760) 629-6144

Gila River Indian Community

Stephen R. Lewis, Governor
PO Box 97
Sacaton AZ 85147
Phone: (520) 562-9840

Hopi Tribe

Timothy Nuvangyaoma, Chairman
PO Box 123
Kykotsmovi AZ 86039
Phone: (982) 734-3102

Hualapai Tribe

Dr. Damon R. Clarke, Chairman
PO Box 179
Peach Springs AZ 86434
Phone: (928) 769-2216

Pascua Yaqui Tribe

Peter Yucupicio, Chairman
7474 S Camino de Oeste
Tucson AZ 85757
Phone: (520) 883-5000

Quechan Indian Tribe

Jordan D. Joaquin, President
PO Box 1899
Yuma AZ 85366
Phone: (760) 919-3600

Salt River Pima-Maricopa Indian Community

Martin Harvier, President
10005 E Osborn Rd
Scottsdale AZ 85256
Phone: (480) 362-7740

San Carlos Apache Tribe

Terry Rambler, Chairman
PO Box 0
San Carlos AZ 85550
Phone: (928) 475-1600

Tohono O'odham Nation

Ned Norris Jr., Chairman
PO Box 837
Sells AZ 85634
Phone: (520) 383-2028

White Mountain Apache Tribe

Gwendena Lee-Gatewood, Chairwoman
PO Box 700
Whiteriver AZ 85941
Phone: (928) 338-4346

Yavapai-Apache Nation

Jon Huey, Chairman
2400 W Datsi St
Camp Verde AZ 86322
Phone: (928) 567-1021

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Sherry Cordova
Chairwoman, Cocopah Indian Tribe

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Amelia Flores
Chairwoman, Colorado River Indian Tribes

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Timothy Williams
Chairman, Fort Mojave Indian Tribe

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Stephen R. Lewis
Governor, Gila River Indian Community

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Timothy Nuvangyaoma
Chairman, The Hopi Tribe

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Dr. Damon R. Clarke
Chairman, Hualapai Tribe

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Peter Yucupicio
Chairman, Pascua Yaqui Tribe

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Jordan D. Joaquin
President, Quechan Indian Tribe

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Martin Harvier
President, Salt River Pima-Maricopa Indian Community

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Terry Rambler
Chairman, San Carlos Apache Tribe

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Ned Norris Jr.
Chairman, Tohono O'odham Nation

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Gwendena Lee-Gatewood
Chairwoman, White Mountain Apache Tribe

Signature

Date Signed

I have read the Consortia Agreement and my signature signifies my approval of the Agreement.

Jon Huey
Chairman, Yavapai-Apache Nation

Signature

Date Signed