

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Statement of Terms)**

RESOLUTION NO. 08-002

1 **WHEREAS, the Tohono O'odham Legislative Council is vested with the power to administer land**
2 **and to consult, negotiate, and conclude agreements on behalf of the Tohono O'odham**
3 **Nation on all matters within the authority of the Tohono O'odham Council"**
4 **(Constitution of the Tohono O'odham Nation, Article VI, Section 1(f) and 1(i)); and**

5 **WHEREAS, the Gila Bend Indian Reservation Lands Replacement Act, Pub. L. 99-503, which**
6 **provides compensation for the taking of 9880 acres within the San Lucy District,**
7 **authorizes the Nation to spend the principal and the interest and dividends accruing**
8 **on such sums on behalf of the San Lucy District for economic and community**
9 **development and other purposes (Pub. L. 99-503, Section 6.(a)); and**

10 **WHEREAS, since 2003 the Tohono O'odham Nation and the District discussed economic**
11 **development with Pub. L. 99-503 funds without reaching agreement; and**

12 **WHEREAS, by Resolution No. 07-161, the Legislative Council appointed an economic development**
13 **delegation ("Nation's Delegation") consisting of the Nation's Chairman and the**
14 **chairpersons of the Commerce, Natural Resources, and Budget and Finance**
15 **Committee to determine whether such an agreement could be reached; and**

16 **WHEREAS, the Nation's Delegation was "authorized and directed to consult, with the assistance**
17 **of legal counsel when requested, with the San Lucy District Council on an economic**
18 **development agreement" and to report to the Legislative Council "whether such an**
19 **agreement can be reached; provided that any final agreement shall be subject to**
20 **approval by Legislative Council resolution" (Resolution No. 07-161); and**

21 **WHEREAS, after extensive consultations, studies, and analysis, the Nation's Delegation and the**
22 **District have drafted a "Statement of Terms Regarding Future Development and Use**
23 **of a Parcel of Real Property" ("Statement of Terms"); and**

24 **WHEREAS, the Nation's Delegation believes entering the Statement of Terms is in the Nation's**
25 **best interest.**

26 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby**
27 **approves and authorizes the Nation's Chairman to execute the Statement of Terms,**
28 **which shall remain confidential and shall not be reported or disclosed.**

1 BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council further authorizes
2 the Nation's Chairman to take all necessary actions to carry out the intent of the
3 Statement of Terms; provided that the Nation's Delegation shall continue to meet and
4 consult on economic development under the Statement of Terms.

5 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 03RD. Day
6 of JANUARY, 2008 at a meeting at which a quorum was present with a vote of 1,999.25 FOR; 444.7
7 AGAINST; 90.55 NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by
8 Section 1 (f) & 1(i) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the
9 Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
10 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
11 18, 1934 (48 Stat. 984).

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13 TOHONO O'ODHAM LEGISLATIVE COUNCIL

14
15 Felicia Munoz for
16 Verlon M. Jose, Legislative Chairman

17 7th day of January, 2008

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20 ATTEST:

21 Lucille Lopez
22 Lucille Lopez, Acting Legislative Secretary

23
24 03 day of January, 2008.

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27 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham
28 Nation on the 7th day of January, 2008 at 3:08 o'clock, P.M.,
29 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
30 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
31 submittal.

32 TOHONO O'ODHAM LEGISLATIVE COUNCIL

33
34 Felicia Munoz for
35 Verlon M. Jose, Legislative Chairman

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39 APPROVED

on the 08 day of January, 2008

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41 DISAPPROVED

at 11:00 o'clock, A.M.

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45 Ned Norris, Jr.
46 NED NORRIS, JR., CHAIRMAN
47 TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 08 day of

January, 2008, at 11:27 o'clock, A.M.



Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING STATEMENT OF TERMS

MOVED: COUNCILWOMAN FRANCES MIGUEL

SECOND: COUNCILWOMAN LORRAINE EILER

DATE: JANUARY 03, 2008

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 (Vernon Smith)	158.45	X			X
CHUKUT KUK 264.8	1. ETHEL GARCIA ()	132.40	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			
GU VO 199.2	1. GRACE MANUEL ()	99.60	X			
	2. MICHAEL FLORES ()	99.60	X			X
HICKIWAN 172.0	1. MICHELLE ORTEGA ()	86.00	X			
	2. SANDRA ORTEGA ()	86.00	X			X
PISINEMO 182.4	1. CHESTER ANTONE ()	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			X
	2. MARY LOPEZ ()	97.20	X			
TOTAL		2,534.5	1,999.25	444.7	90.55	[04]

**PASSED VOTES