

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Nominating Chairman Edward D. Manuel as Delegate and Water Resources
Committee Chairperson and/or Vice Chairperson as Alternate to the
Drought Contingency Plan - Arizona Steering Committee)**

RESOLUTION NO. 18-265

1 **WHEREAS, "All waters which originate in or flow in, into or through the Tohono O'odham**
2 **Nation, or which are stored in the Tohono O'odham Nation, whether found on the**
3 **surface or underground, are a valuable public resource of the Tohono O'odham**
4 **Nation to be protected for the present and future use of the Tohono O'odham**
5 **Nation as a whole." (Constitution, Article XVII, Section 1); and**

6 **WHEREAS, the Constitution of the Tohono O'odham Nation provides that the Tohono**
7 **O'odham Legislative Council "shall have, consistent with federal law, the control**
8 **and management of these waters and shall have the power to: (a) Determine how**
9 **these waters shall be developed, used and conserved for the greatest public**
10 **benefit. . ." (Constitution, Article XVII, Section 2 (a)); and**

11 **WHEREAS, the Constitution also vests the Legislative Council with the authority "to consult,**
12 **negotiate and conclude agreements and contracts on behalf of the Tohono**
13 **O'odham Nation with Federal, State, and local governments and other Indian**
14 **tribes or their departments, agencies, or political subdivisions, or with private**
15 **persons or organizations on all matters within the authority of the Tohono**
16 **O'odham Council" (Article VI, Section 1(f)); and**

17 **WHEREAS, on December 10, 2004, the Arizona Water Settlements Act, P.L. 108-451 ("AWSA"),**
18 **including Title III, the Southern Arizona Water Rights Settlement Act**
19 **Amendments of 2004 ("SAWRSA Amendments") was enacted by the U.S. Congress**
20 **and entitles the Nation to 66,000 acre-feet of Central Arizona Project ("CAP") water**
21 **annually; and**

22 **WHEREAS, persistent drought and chronic over-allocation of the Colorado River is causing**
23 **water levels at Lake Mead, the reservoir from which Arizona, Nevada and**
24 **California receive much of their river allocations, to decline to levels that may**
25 **result in shortages in deliveries of CAP water in Arizona; and**

26 **WHEREAS, the Lower Colorado Basin Drought Contingency Plan ("DCP") is a proposal**
27 **designed to protect Lake Mead's elevation from dropping to critical levels, and**
28 **specifies voluntary reductions for the Lower Basin states of Arizona, California**
29 **and Nevada in order to protect Lake Mead water levels; and**

30 **WHEREAS, a Drought Contingency Plan - Arizona ("DCP-AZ") Steering Committee was formed**
31 **with a mission to discuss and recommend how to adopt and implement the Lower**
32 **Basin Drought Contingency Plan ("LBDCP") in a way that is acceptable to Arizona**
33 **water users; and**

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1 **WHEREAS, the DCP-AZ Steering Committee consists of 40 Arizona water professionals, tribal**
2 **delegates, and their alternates; and**


3 **WHEREAS, it is in the Nation's best interest to nominate Chairman Edward D. Manuel as the**
4 **Tohono O'odham Nation's delegate and Water Resources Committee**
5 **Chairperson and/or Vice Chairperson as alternate on the DCP-AZ Steering**
6 **Committee.**

7 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council nominates**
8 **Chairman Edward D. Manuel as the Nation's DCP-AZ Steering Committee delegate**
9 **and Water Resources Committee Chairperson and/or Vice Chairperson as**
10 **Chairman Manuel's alternate.**

11 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that any appointment**
12 **made pursuant to this resolution shall immediately expire if the appointee no**
13 **longer serves as an elected officer of the Nation.**

14 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 02ND**
15 **day of AUGUST, 2018 at a meeting at which a quorum was present with a vote of 2,852.3 FOR; -0-**
16 **AGAINST; -0- NOT VOTING; and 232.3[10] ABSENT, pursuant to the powers vested in the Council**
17 **by Article VI, Section 1(j) and Section 1(c)(2) of the Constitution of the Tohono O'odham Nation,**
18 **adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy**
19 **Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the**
20 **Act of June 18, 1934 (48 Stat.984).**

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22 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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25 _____
26 Timothy Joaquin, Legislative Chairman
27 2 day of August, 2018
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31 **ATTEST:**

32 
33 _____
34 Evonne Wilson, Legislative Secretary

35 2 day of August, 2018
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38 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**
39 **O'odham Nation on the 2 day of August, 2018 at 3:39 o'clock, P .m.,**
40 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
41 **effective upon his approval or upon his failure to either approve or disapprove it within 48**
42 **hours of submittal.**
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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman

APPROVED

on the 6 day of August, 2018

DISAPPROVED

at 11:30 o'clock, A.m.



EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 6 day of

August, 2018, at 12:22 o'clock, P.m.



Evonne Wilson, Legislative Secretary

ACTION: NOMINATING CHAIRMAN EDWARD D. MANUEL AS DELEGATE AND WATER RESOURCES COMMITTEE CHAIRPERSON AND/OR VICE CHAIRPERSON AS ALTERNATE TO THE DROUGHT CONTINGENCY PLAN - ARIZONA STEERING COMMITTEE

MOVED: COUNCILMAN ANTHONY J. FRANCISCO JR.

SECOND: COUNCILWOMAN VIVIAN JUAN SAUNDERS

DATE: AUGUST 02, 2018

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 235.8	1. MARY LOPEZ ()	117.9	X			X
	2. LUCINDA ALLEN <i>(Absent)</i> (Yolonda Garcia) <i>(Present)</i>	117.9	X			
SELLS 527.2	1. ARTHUR WILSON <i>(Absent)</i> (Evelyn Juan Manuel) <i>(Present)</i>	263.6	X			X
	2. ADRIANNE TILLER (Idaleen Reyes)	263.6	X			
SCHUK TOAK 185.7	1. ANTHONY J. FRANCISCO JR. (Teresa F. Donahue)	92.85	X			
	2. QUINTIN C. LOPEZ (Agnes V. Joaquin)	92.85	X			
SAN XAVIER 232.3	1. DANIEL L.A. PRESTON III <i>(Absent)</i> (Felicia Nunez) <i>(Present)</i>	116.15				X
	2. JANICE FELIX ()	116.15				X
SAN LUCY 231.1	1. JANA MONTANA <i>(Absent)</i> (Diana Manuel) <i>(Present)</i>	115.55	X			X
	2. GLORIA RAMIREZ (Lorraine Eller)	115.55	X			
PISINEMO 225.9	1. CHESTER ANTONE <i>(Absent)</i> (Caroline D. Garcia) <i>(Present)</i>	112.95	X			
	2. MONICA K. MORGAN ()	112.95	X			X
HICKIWAN 209.0	1. LOUIS R. LOPEZ (Shirley Molina)	104.5	X			
	2. SANDRA D. ORTEGA ()	104.5	X			
GU VO 256.9	1. GRACE MANUEL ()	128.45	X			X
	2. DALLAS LEWIS (Nacho Flores)	128.45	X			
GU ACHI 270.9	1. TIMOTHY L. JOAQUIN <i>(Absent)</i> (Louis L. Johnson) <i>(Present)</i>	135.45	X			
	2. LORETTA LEWIS <i>(Absent)</i> (Victoria Hobbs) <i>(Present)</i>	135.45	X			X
CHUKUT KUK 337.7	1. BILLMAN LOPEZ (Patricia Antone)	168.85	X			X
	2. VIVIAN JUAN-SAUNDERS (Juanita Homer)	168.85	X			
BABOQUIVARI 372.1	1. FRANCES MIGUEL <i>(Absent)</i> (Roberta E. Harvey) <i>(Present)</i>	186.05	X			X
	2. LEANDER MASE (Francine Schooling)	186.05	X			
TOTAL		3,084.6	2,852.3	-0-	-0-	232.3 [10]