

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving the Appointment of John Francis to the Tohono O'odham Utility**  
**Authority Management Board)**

**RESOLUTION NO. 18-363**

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council with**  
2 **the power to "provide for, appoint, or provide for the appointment of, and**  
3 **prescribe the duties and powers of committees, boards, officers and agents"**  
4 **(Constitution, Article VI, Section 1(b)); and**

5 **WHEREAS, the Second Restated Plan of Operation of the Tohono O'odham Utility Authority**  
6 **("TOUA Plan of Operation"), 24 Tohono O'odham Code Chapter 1, was adopted by**  
7 **Resolution No. 91-175; and**

8 **WHEREAS, Section 9 of the TOUA Plan of Operation provides that the Chairman of the Nation**  
9 **appoints Directors to the Management Board of the Tohono O'odham Utility**  
10 **Authority, subject to approval by the Legislative Council; and**

11 **WHEREAS, Section 9(C)(2) of the TOUA Plan of Operation states that after initial staggered**  
12 **terms, all terms shall be for three years starting on the first day of July of the year**  
13 **of their respective appointments; and**

14 **WHEREAS, a vacancy exists on the TOUA Management Board; and**

15 **WHEREAS, the Chairman appoints John Francis, subject to Legislative Council approval, to**  
16 **fill the vacancy with a term expiring on 9/12/2021;**

17 **WHEREAS, the Commerce and Rules Committee have reviewed the Chairman's appointment**  
18 **and recommend approval.**

19 **NOW, THEREFORE, BE IT RESOLVED that notwithstanding Section 9(C)(2) of the TOUA Plan of**  
20 **Operation, the Tohono O'odham Legislative Council approves the appointment of**  
21 **John Francis to the Management Board of the Tohono O'odham Utility Authority**  
22 **for a term that shall commence on the effective date of this resolution and expire**  
23 **on 9/12/2021, provided that John Francis shall hold office until his successor has**  
24 **been appointed and qualified.**

25 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12<sup>TH</sup>**  
26 **day of SEPTEMBER, 2018 at a meeting at which a quorum was present with a vote of 2,821.0 FOR;**  
27 **263.6 AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council**  
28 **by Article VI, Section 1(b) of the Constitution of the Tohono O'odham Nation, adopted by the**  
29 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**  
30 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**  
31 **18, 1934 (48 Stat.984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL

  
\_\_\_\_\_  
Timothy Joaquin, Legislative Chairman

17 day of Sept, 2018

RESOLUTION NO. 18-363

(Approving the Appointment of John Francis to the Tohono O'odham Utility Authority Management Board)

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1 ATTEST:

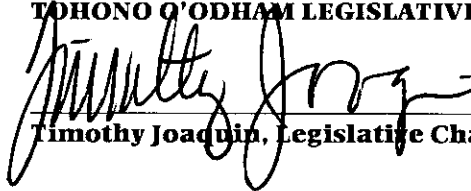
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3 \_\_\_\_\_  
4 Evonne Wilson, Legislative Secretary

5  
6 17 day of September, 2018

7 Said Resolution was submitted for approval to the office of the Chairman of the Tohono  
8 O'odham Nation on the 17 day of Sept, 2018 at 4:34 o'clock, P.m.,  
9 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become  
10 effective upon his approval or upon his failure to either approve or disapprove it within 48  
11 hours of submittal.

12  
13 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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16 Timothy Joaquin, Legislative Chairman

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22  APPROVED

on the 18 day of September, 2018

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24  DISAPPROVED

at 4:50 o'clock, P.m.

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28 EDWARD D. MANUEL, CHAIRMAN  
29 TOHONO O'ODHAM NATION  
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34 Returned to the Legislative Secretary on the 19 day of

35 September, 2018, at 10:58 o'clock, A.m.

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39 Evonne Wilson, Legislative Secretary  
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**ACTION: APPROVING THE APPOINTMENT OF JOHN FRANCIS TO THE TOHONO O'ODHAM UTILITY AUTHORITY MANAGEMENT BOARD**

**Moved: COUNCILMAN BILLMAN LOPEZ**

**SECOND: COUNCILMAN DANIEL L.A. PRESTON, III**

**DATE: SEPTEMBER 12, 2018**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 235.8	1. MARY LOPEZ ( )	117.9	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		
	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 ( <i>Absent</i> ) (Agnes V. Joaquin) ( <i>Present</i> )	92.85	X			
SAN XAVIER 232.3	1. DANIEL L.A. PRESTON III (Felicia Nunez)	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 Eiler)	115.55	X			
PISINEMO 225.9	1. CHESTER ANTONE (Caroline D. Garcia)	112.95	X			
	2. MONICA K. MORGAN ( )	112.95	X			
HICKIWAN 209.0	1. LOUIS R. LOPEZ ( <i>Absent</i> ) (Shirley Molina) ( <i>Present</i> )	104.5	X			
	2. SANDRA D. ORTEGA ( )	104.5	X			
GU VO 256.9	1. GRACE MANUEL ( )	128.45	X			
	2. DALLAS LEWIS ( <i>Absent</i> ) (Nacho Flores) ( <i>Present</i> )	128.45	X			
GU ACHI 270.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	135.45	X			
	2. LORETTA LEWIS (Victoria Hobbs)	135.45	X			
CHUKUT KUK 337.7	1. BILLMAN LOPEZ (Patricia Antone)	168.85	X			
	2. VIVIAN JUAN-SAUNDERS ( <i>Absent</i> ) (Juanita Homer) ( <i>Present</i> )	168.85	X			
BABOQUIVARI 372.1	1. FRANCES MIGUEL (Roberta E. Harvey)	186.05	X			
	2. LEANDER MASE (Francine Schooling)	186.05	X			
<b>TOTAL</b>		<b>3,084.6</b>	<b>2,821.0</b>	<b>263.6</b>	<b>-0-</b>	<b>[01]</b>