

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Budget for Subcontract with Natural Resources Consulting Engineers
under Gila River Adjudication Program for Period Ending September 30, 2002)**

RESOLUTION NO. 2000-191

1 **WHEREAS, Natural Resources Consulting Engineers ("NRCE") was recommended by experts in**
2 **the field of Indian water law as uniquely and exceptionally qualified to perform the**
3 **technical studies necessary to prepare Indian water claims for settlement and**
4 **litigation; and**

5 **WHEREAS, the Tohono O'odham Nation entered into a contract with NRCE pursuant to a tribal**
6 **budget approved by the Legislative Council for fiscal year 1991 (the "NRCE Contract");**
7 **and**

8 **WHEREAS, the purpose of the NRCE Contract was to prepare a study which quantified the water**
9 **rights and assessed damages to such rights in the Sif Oidak and surrounding**
10 **Districts (the "Sif Oidak Claim"); and**

11 **WHEREAS, beginning in fiscal year 1991 the Nation has been awarded federal funding pursuant**
12 **to a P.L. 93-638 Contract ("638 Contract") to continue the assessment of the Sif Oidak**
13 **Claims, a project now designated as the Gila River Adjudication Program (the**
14 **"Program"); and**

15 **WHEREAS, all 93-638 funding to the Nation through the Bureau of Indian Affairs ("BIA"),**
16 **including funding under the 638 Contract, is now administered under a Contract**
17 **with the BIA, designated as Contract No. 1450CTH54T61071 (the "BIA Master**
18 **Contract"); and**

19 **WHEREAS, the technical work on the Program has been exclusively performed by NRCE**
20 **pursuant to a subcontract with the Nation, as modified by Amendment Nos. 1**
21 **through 7 thereto (the "NRCE Subcontract"); and**

22 **WHEREAS, pursuant to Legislative Council Resolution 99-342, Modification No. 54 was executed**
23 **extending the BIA Master Contract through September 30, 2002; and**

24 **WHEREAS, pursuant to Modification No. 60, attached hereto, the sum of \$100,000.00 (the**
25 **"Available Funds") was added to the BIA Master Contract for expenditure in the**
26 **Program through September 30, 2002; and**

27 **WHEREAS, continuation of the Program requires that the Legislative Council approve a budget**
28 **for expenditure of the Available Funds through September 30, 2002 and that the**

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1 Subcontract be amended to extend its term to September 30, 2002 and continue
2 NRCE's engagement; and

3 WHEREAS, the Water Resources and Budget & Finance Committees recommend approval of this
4 Resolution by the Legislative Council.

5 NOW, THEREFORE, BE IT RESOLVED THAT:

- 6 1. The Tohono O'odham Legislative Council hereby approves Amendment No. 8 to
7 the NRCE Subcontract, in the form attached hereto, which (a) extends the term
8 of the Subcontract to September 30, 2002 and (b) authorizes the expenditure of
9 \$100,000 for all work performed under the Subcontract from October 1, 1999
10 through September 30, 2002.
- 11 2. The Chairman of the Nation is authorized and directed to execute Amendment
12 No. 8 to the NRCE Subcontract.

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14 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 02ND.
15 day of MAY, 2000 at a meeting at which a quorum was present with a vote of 2,165.5 FOR; -0-
16 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by
17 Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the
18 Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
19 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
20 18, 1934 (48 Stat. 984).

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22 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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26 Dennis Ramon, Legislative Chairman

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28 3 day of May, 20 00

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31 ATTEST:

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35 Julianna Saraficio, Acting Legislative Secretary

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37 2nd day of May, 20 00.

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1 Said Resolution was submitted for approval to the office of the Chairman of the Tohono
2 O'Odham Nation on the 3 day of May, 20 00 at 12:06 o'clock,
3 P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
4 effective upon his approval or upon his failure to either approve or disapprove it within 48 hours
5 of submittal.

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7 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**


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11 **Dennis Ramon, Legislative Chairman**

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15 **APPROVED**

on the 5th day of May, 20 00

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17 **DISAPPROVED**

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

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21 **EDWARD D. MANUEL, Chairman**
22 **TOHONO O'ODHAM NATION**

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27 Returned to the Legislative Secretary on the 05th day of

28 May, 20 00, at 11:48 o'clock, A.M.

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32 **Julianna Saraficio, Acting Legislative Secretary**

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ACTION: APPROVING BUDGET FOR SUBCONTRACT WITH NATURAL RESOURCES CONSULTING ENGINEERS UNDER GILA RIVER ADJUDICATION PROGRAM FOR PERIOD ENDING SEPTEMBER 30, 2002**MOVED: COUNCILWOMAN RITA MARTINEZ****SECOND: COUNCILWOMAN MARYANN ANTONE****DATE: MAY 02, 2000**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			
SELLS 372.7	1. DENNIS E. JOSE ()	186.35	X			
	2. EVELYN JUAN ()	186.35	X			
SCHUK TOAK 133.4	1. MARY FLORES ()	66.7	X			
	2. AMBROSE ENCINAS ()	66.7	X			
SAN XAVIER 165.9	1. TONY BURRELL ()	82.95	X			
	2. DENNIS RAMON ()	82.95	X			
BABOQUIVARI 286.5	1. FRANCES MIGUEL ()	143.25	X			
	2. FRANCES G. ANTONE (Edward N. Kisto)	143.25	X			
GU ACHI 209.6	1. CAMILLUS LOPEZ (Louis Johnson)	104.8	X			
	2. ALEX J. RAMON ()	104.8	X			
PISINEMO 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			
	2. JOHNSON JOSE ()	78.4	X			
SAN LUCY 128.1	1. ALBERT MANUEL, JR. ()	64.05	X			
	2. GLORIA RAMIREZ ()	64.05	X			
GU VO 160.0	1. FERN SALCIDO ()	80.0			X	
	2. GLORIA MONTANA (Phillip Antone)	80.0			X	X
HICKIWAN 158.1	1. ALEX JOSE (Shirley Santos)	79.05	X			X
	2. LLOYD FRANCISCO (Susan Sam)	79.05	X			
CHUKUT KUK 222.6	1. KENNETH WILLIAMS ()	111.3	X			
	2. DAVID GARCIA (Mary Audrey Juan)	111.3	X			
TOTAL		2,165.5	2,005.5	-0-	160.0	[02]

**PASSED VOTES