

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Accepting \$306,423 in Funds from the U.S. Department of Commerce, National  
Telecommunications and Information Administration, Setting Aside \$933,088  
in Matching and Operating Funds from Savings and Approving A Budget of  
\$1,239,511 for Construction and Operation Costs of a Radio Station for  
the Tohono O'odham Nation)**

**RESOLUTION NO. 2000-515**

1 **WHEREAS, since 1979, the members of the Tohono O'odham Nation have expressed an interest**  
2 **in establishing a public AM/FM broadcasting station to be run by and for Tohono**  
3 **O'odham; and**

4 **WHEREAS, by Resolution 2000-007, the Legislative Council accepted a planning grant in the**  
5 **amount of \$29,526 from the National Telecommunications and Information**  
6 **Administration ("NTIA") for planning a FM radio broadcasting station; and**

7 **WHEREAS, through the NTIA planning grant a consultant identified the requirements for a FM**  
8 **radio broadcasting station to include broadcasting at 91.9 FM, Channel 220 at 10.0kW**  
9 **ERP and that construction and operational costs during 12 months would amount to**  
10 **\$1,239,511 of which \$306,423 would be eligible for NTIA funding and for which the**  
11 **Nation would be responsible for \$933,088; and**

12 **WHEREAS, the NTIA has approved a construction project in the amount of \$408,464, for which**  
13 **\$306,423 in federal funds have been approved on condition that the Nation commit**  
14 **\$102,141 in matching funds; and**

15 **WHEREAS, the Chairman of the Nation has received resolutions of approval for the use of**  
16 **\$4,933,088 in savings set aside from gaming revenue from six Districts for**  
17 **construction and operational requirements of KTON-FM (see attached District**  
18 **Resolutions) for which the NTIA Construction Grant depends through the allocation**  
19 **of matching funds.**

20 **NOW, THEREFORE, BE IT RESOLVED that:**

21 **1. The Tohono O'odham Legislative Council hereby sets aside \$933,088 from the**  
22 **Nation's savings account for the purpose of providing \$102,141 in matching funds**  
23 **for the NTIA Construction Grant and the remaining \$830,947 shall be set aside for**  
24 **additional construction and operation requirements of an FM radio station for**  
25 **a total project cost of \$1,239,511.**

26 **2. The Tohono O'odham Legislative Council hereby accepts the \$306,423 in**

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Construction Grant funds from the U.S. Department of Commerce, NTIA, Public Telecommunications Facilities Program and authorizes the total NTIA funded project expenditure of funds according to the terms and conditions set forth under the NTIA Construction Grant and according to the budget as attached and incorporated by this Resolution.

3. The Chairman of the Nation is hereby authorized to execute the NTIA Construction Grant according to the attached budget and, at such time as the KTON-FM is legally established, all remaining funds remaining in the budget established under this resolution shall be transferred in total to KTON-FM.

4. The Chairman of the Nation is further authorized to work together with the necessary Departments, Districts, the Council and other interested groups and individuals, to legally establish KTON-FM as an enterprise of the Nation by and through Council action approving the formation of a charter and confirmation of a board of directors.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 27TH Day of OCTOBER, 2000 at a meeting at which a quorum was present with a vote of 1,418.05 FOR; 747.45 AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(2) & (f) of Article VI of the Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

  
Dennis Ramon, Legislative Chairman

27<sup>th</sup> day of October, 20 00

ATTEST:

  
Julianna Saraficio, Acting Legislative Secretary

27 day of October, 20 00.

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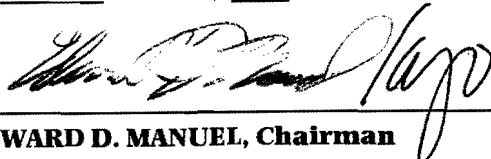
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1 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham  
2 Nation on the 27<sup>th</sup> day of October, 20 00 at 1:54 o'clock, P.M.,  
3 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective  
4 upon his approval or upon his failure to either approve or disapprove it within 48 hours of  
5 submittal.

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7 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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11 Dennis Ramon, Legislative Chairman

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16  APPROVED on the 27<sup>th</sup> day of OCTOBER, 20 00  
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18  DISAPPROVED at 1:56 o'clock, P.M.

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

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28 Returned to the Legislative Secretary on the 27<sup>th</sup> day of  
29 October, 20 00, at 2:11 o'clock, P.M.

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33 Julianna Saraficio, Acting Legislative Secretary

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**ACTION:** ACCEPTING \$306,423 IN FUNDS FROM THE U.S. DEPARTMENT OF COMMERCE, NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION, SETTING ASIDE \$933,088 IN MATCHING AND OPERATING FUNDS FROM SAVINGS AND APPROVING A BUDGET OF \$1,239,511 FOR CONSTRUCTION AND OPERATION COSTS OF A RADIO STATION FOR THE TOHONO O'ODHAM NATION

**MOVED:** COUNCILWOMAN FERN SALCIDO

**SECOND:** COUNCILMAN DAVID GARCIA

**DATE:** OCTOBER 27, 2000

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF Oidak</b> 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9		X		
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			
<b>SELLS</b> 372.7	1. DENNIS E. JOSE ( )	186.35		X		
	2. EVELYN JUAN ( )	186.35		X		
<b>SCHUK TOAK</b> 133.4	1. MARY FLORES ( )	66.7	X			
	2. AMBROSE ENCINAS ( )	66.7		X		
<b>SAN XAVIER</b> 165.9	1. TONY BURRELL ( )	82.95	X			
	2. DENNIS RAMON ( )	82.95	X			
<b>BABOQUIVARI</b> 286.5	1. FRANCES MIGUEL ( )	143.25	X			
	2. FRANCES G. ANTONE ** (Edward N. Kisto)	143.25	X			
<b>GU ACHI</b> 209.6	1. CAMILLUS LOPEZ (Louis Johnson)	104.8	X			
	2. ALEX J. RAMON ** ( )	104.8	X			
<b>PISINEMO</b> 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			
	2. JOHNSON JOSE ( )	78.4	X			
<b>SAN LUCY</b> 128.1	1. ALBERT MANUEL, JR. ( )	64.05		X		
	2. GLORIA RAMIREZ ( )	64.05	X			
<b>GU VO</b> 160.0	1. FERN SALCIDO ( )	80.0	X			
	2. GLORIA MONTANA (Phillip Antone)	80.0	X			
<b>HICKIWAN</b> 158.1	1. SHIRLEY MOLINA ( )	79.05		X		
	2. LLOYD FRANCISCO (Susan Sam)	79.05		X		X
<b>CHUKUT KUK</b> 222.6	1. KENNETH WILLIAMS ( )	111.3	X			
	2. DAVID GARCIA (Mary Audrey Juan)	111.3	X			
<b>TOTAL</b>		<b>2,165.5</b>	<b>1,418.05</b>	<b>747.45</b>	<b>-0-</b>	<b>[01]</b>

\*\*PASSED VOTES