

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving an Amendment to a Public Law 93-638 Cooperative Agreement with the
Bureau of Reclamation for an Irrigation Feasibility Study in Sif Oidak District)**

RESOLUTION NO. 01-075

1 **WHEREAS, the Tohono O'odham Nation entered into a Public Law 93-638 Cooperative Agreement**
2 **with the Bureau of Reclamation, Cooperative Agreement No. 00-NA-32-0040, which**
3 **provides funding in the amount of \$148,500 for an Irrigation Feasibility Study in Sif**
4 **Oidak District in support of an assessment of the Nation's water right claims in the**
5 **Gila River general stream adjudication; and**

6 **WHEREAS, the Nation has contracted with Natural Resources Consulting Engineers ("NRCE") of**
7 **Fort Collins, Colorado, to perform the study, and the study is nearing completion; and**

8 **WHEREAS, the Bureau of Reclamation and the Nation have identified the need for an additional**
9 **study needed for the same assessment, specifically a study of land subsidence**
10 **hazards at the site of a proposed diversion dam on the Santa Cruz River near Sif**
11 **Oidak District and a canal for conveyance of diverted water to the Tat Momolikot**
12 **Dam; and**

13 **WHEREAS, the Nation desires to modify the existing Cooperative Agreement to expand the scope**
14 **of work to include the subsidence study, to increase the budget, and to extend the**
15 **time period for performance of the contract; and**

16 **WHEREAS, the Tohono O'odham Nation has prepared a proposed amendment in the form**
17 **attached hereto which increases the budget by \$55,700, extends the time for**
18 **performance by 90 days, and does not seek to recover indirect costs; and**

19 **WHEREAS, the Water Resources Committee of the Legislative Council has reviewed this proposal**
20 **and recommends approval by the Legislative Council.**

21 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council:**

- 22 **1. Approves the proposed amendment of the Cooperative Agreement with the**
23 **Bureau of Reclamation, Cooperative Agreement No. 00-NA-32-0040, in the form**
24 **attached hereto, which expands the scope of work to include performance of a**
25 **subsidence study, increases the budget, extends the time period for performance**
26 **of the contract, and does not seek to recover indirect costs,**
- 27 **2. Authorizes the Chairman to negotiate the amendment and the scope of work with**

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the Bureau of Reclamation to include maximum funding and the additional terms listed in No. 1 above, and

3. Authorizes the Chairman of the Tohono O'odham Nation to execute the amendment and contract modification as negotiated, and any other necessary documentation required to implement the study.


The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 09TH Day of FEBRUARY, 2001 at a meeting at which a quorum was present with a vote of 1,926.45 FOR; 160.0 AGAINST; 79.05 NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Section 1 (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

13 day of Feb, 20 01

ATTEST:


Julianna Saraficio, Acting Legislative Secretary

09th day of February, 20 01.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 13 day of February, 20 01 at 11:39 o'clock, A .M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Dennis Ramon, Legislative Chairman

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APPROVED

on the 14th day of February, 20 01

DISAPPROVED

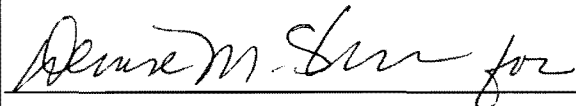
at 10:48 o'clock, A.M.



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

Returned to the Legislative Secretary on the 14th day of

February, 20 01, at 1:26 o'clock, P.M.



Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING AN AMENDMENT TO A PUBLIC LAW 93-638 COOPERATIVE AGREEMENT WITH THE BUREAU OF RECLAMATION FOR AN IRRIGATION FEASIBILITY STUDY IN SIF Oidak DISTRICT

MOVED: COUNCILWOMAN RITA MARTINEZ

SECOND: COUNCILMAN ALBERT MANUEL, JR.

DATE: FEBRUARY 09, 2001

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			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			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			X
GU VO 160.0	1. FERN SALCIDO ()	80.0		X		
	2. GLORIA MONTANA (Phillip Antone)	80.0		X		
HICKIWAN 158.1	1. SHIRLEY MOLINA ()	79.05	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	1,926.45	160.0	79.05	[03]

**PASSED VOTES