

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approval of Internal Modification No. 11 of Current 2001 Grant Agreement**  
**6-FG-32-00100 Budget)**

**RESOLUTION NO. 01-463**

1 **WHEREAS, the Secretary of Interior bears the responsibility for completion of the designs and**  
2 **construction of facilities for the Schuk Toak New Farm project as contemplated under**  
3 **the Southern Arizona Water Rights Settlement Act of 1982 (SAWRSA); and**

4 **WHEREAS, the Tohono O'odham Nation did enter into a \$23.4 million, four year Public Law 93-638**  
5 **Grant Agreement (6-FG-32-00100, Council Resolution No. 95-141) with the Secretary of**  
6 **Interior, through the Bureau of Reclamation, to complete the construction of facilities**  
7 **for the Schuk Toak New Farm project; and**

8 **WHEREAS, Modification No. 11 to the current 2001 Grant Agreement 6-FG-32-00100 Budget as**  
9 **attached hereto is necessary to include the costs for the construction management of**  
10 **the farm maintenance facility, the main access road and the remaining construction**  
11 **close-out activities; and**

12 **WHEREAS, the Chairman of the Nation intends to submit a proposal to the Bureau of Reclamation**  
13 **to add the function of construction management of a farm maintenance facility at**  
14 **Schuk Toak Farm to the functions contracted for in the Grant Agreement No. 6-FG-32-**  
15 **00100; and**

16 **WHEREAS, the work remaining under the Grant Agreement - \$10,000 for Leases and \$278,000 for**  
17 **construction and close-out activities - can be accomplished with carry-over funding**  
18 **from the original contract estimate of \$23.4 million, assuming that funding and**  
19 **processing activities are completed in a timely manner throughout the fiscal year; and**

20 **WHEREAS, the addition of the construction management of the farm maintenance facility at the**  
21 **Schuk Toak Farm to the Grant Agreement No. 6-FG-32-00100 can be accomplished with**  
22 **new funds totaling \$925,000 to be obligated from FY 2001 funds made available by the**  
23 **Bureau of Reclamation above and over the original contract estimate of \$23.4 million;**  
24 **and**

25 **WHEREAS, the Water Projects Office has presented this modification to the appropriate**  
26 **committees and the committees wish to bring it before the Legislative Council.**

27 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves**

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**Page 2 of 3**

1           **Modification No. 11 to Grant Agreement No. 6-FG-32-00100 in the form attached hereto**  
2           **which budgets for the main access road and the remaining construction close-out**  
3           **activities using funds previously obligated in the original \$23.4 million contract**  
4           **estimate and the Legislative Council authorizes the Water Projects Office to expend**  
5           **such funds.**

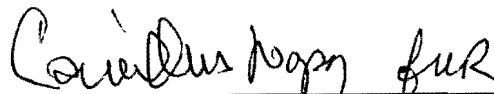
6 **BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council approves the**  
7           **construction management of the farm maintenance facility increasing the aggregate**  
8           **funding amount of the Grant Agreement No. 6-FG-32-00100 by \$925,000 and the**  
9           **Legislative Council authorizes the Water Projects Office to expend such funds.**

10 **BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council hereby authorizes**  
11           **and directs the Chairman of the Nation to execute a modification to add to the current**  
12           **2001 Grant Agreement 6-FG-32-00100 Budget the costs for the construction**  
13           **management of the farm maintenance facility, the main access road, and the**  
14           **remaining construction close-out activities as stated in Modification No. 11.**

15 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council authorizes the Chairman**  
16           **of the Nation to submit a proposal to the Bureau of Reclamation to add the function**  
17           **of construction management of a farm maintenance facility at Schuk Toak Farm to the**  
18           **Grant Agreement.**

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20 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12<sup>TH</sup> Day**  
21 **of SEPTEMBER, 2001 at a meeting at which a quorum was present with a vote of 2,229.2 FOR; 188.3**  
22 **AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by**  
23 **Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**  
24 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**  
25 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**  
26 **18, 1934 (48 Stat. 984).**

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28 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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32 **Rita A. Martinez, Legislative Chairwoman**

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34 13<sup>th</sup> day of September, 2001

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**Page 3 of 3**

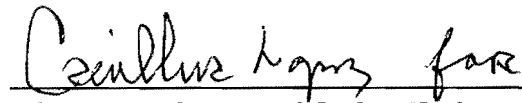
1 **ATTEST:**

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5 **Julianna Saraficio, Acting Legislative Secretary**

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7 12 day of September, 20 01.

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9 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham**  
10 **Nation on the 13<sup>th</sup> day of September, 20 01 at 8:49 o'clock, A.M.,**  
11 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**  
12 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**  
13 **submittal.**

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15 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**


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18 **Rita A. Martinez, Legislative Chairwoman**

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24  **APPROVED**

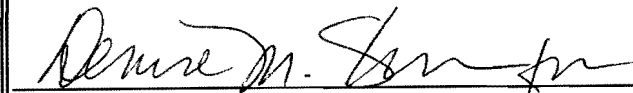
on the 13<sup>th</sup> day of September, 20 01

25  
26  **DISAPPROVED**

at 4:40 o'clock, P.M.

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

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36 **Returned to the Legislative Secretary on the 14<sup>th</sup> day of**  
37 **September, 20 01, at 9:40 o'clock, A.M.**

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42 **Julianna Saraficio, Acting Legislative Secretary**

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ACTION: APPROVAL OF INTERNAL MODIFICATION NO. 11 OF CURRENT 2001 GRANT AGREEMENT 6-FG-32-00100  
BUDGET

MOVED: COUNCILMAN KENNETH WILLIAMS

SECOND: COUNCILWOMAN FRANCES ANTONE

DATE: SEPTEMBER 12, 2001

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 248.1	1. KENNETH WILLIAMS (Juanita Homer)	124.05	X			
	2. DAVID GARCIA (Mary Audrey Juan)	124.05	X			
HICKIWAN 167.3	1. SHIRLEY MOLINA ( )	83.65	X			
	2. SANDRA ORTEGA ( )	83.65	X			
GU VO 188.3	1. FERN SALCIDO ( )	94.15		X		
	2. EMILIO LEWIS** (Michael Flores)	94.15		X		
SAN LUCY 160.7	1. ALBERT MANUEL, JR. (John W. Lawson, Sr.)	80.35	X			
	2. GLORIA RAMIREZ ( )	80.35	X			
PISINEMO 174.7	1. BARBARA SALVICIO (Alex Antone)	87.35	X			
	2. PATRICIA CRUZ (Johnson Jose)	87.35	X			
GU ACHI 230.7	1. CAMILLUS LOPEZ ( )	115.35	X			
	2. ALEX J. RAMON (Jerome Joaquin)	115.35	X			
BABOQUIVARI 317.7	1. FRANCES MIGUEL ( )	158.85	X			
	2. FRANCES G. ANTONE (Lucilda Norris-Valenzuela)	158.85	X			
SAN XAVIER 184.7	1. TONY BURRELL ( )	92.35	X			
	2. DENNIS RAMON ( )	92.35	X			X
SCHUK TOAK 144.5	1. MARY FLORES** ( )	72.25	X			
	2. AMBROSE ENCINAS (Frances B. Conde(Francisco))	72.25	X			
SELLS 416.1	1. DENNIS E. JOSE ( )	208.05	X			
	2. EVELYN JUAN ( )	208.05	X			
SIF OIDAK 184.7	1. ISIDRO LOPEZ ( )	92.35	X			
	2. RITA A. MARTINEZ (Nicholas Jose)	92.35	X			
<b>TOTAL</b>		<b>2,417.5</b>	<b>2,229.2</b>	<b>188.3</b>	<b>-0-</b>	<b>[01]</b>

\*\*PASSED VOTES