

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving a Memorandum of Understanding in Development of the Government-to-Government Relationship Between the Tohono O'odham Nation and the 56th Fighter Wing, Luke Air Force Base)

RESOLUTION NO. 01-537

1 **WHEREAS, the Tohono O'odham Nation ("Nation") has a long history of relationship with the**
2 **United States Air Force ("Air Force") due to the Air Force's use of the air space over the**
3 **Nation's lands and the Air Force's use of the lands of the Barry M. Goldwater Range**
4 **which are the Nation's aboriginal lands; and**

5 **WHEREAS, the 56th Fighter Wing at Luke Air Force Base is the entity designated by the United**
6 **States Department of Defense to manage and control all use of the air space known as**
7 **the "Sells MOA," (Sells Military Operations Area) and all use of the eastern half of the**
8 **Barry M. Goldwater Range; and**

9 **WHEREAS, it is in the best interests of the Nation and the Air Force, represented by the 56th Fighter**
10 **Wing at Luke Air Force Base, to set forth the relationship between the parties as a**
11 **government-to-government relationship and to specify the manner in which the two**
12 **parties will communicate with each other to resolve any differences and to promote**
13 **any common purposes; and**

14 **WHEREAS, the attached Memorandum of Understanding has been negotiated between the parties**
15 **and has been reviewed by the Domestic Affairs, the Cultural Preservation, and the**
16 **Natural Resources Committees, and is recommended by these committees for**
17 **approval by the Legislative Council.**

18 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
19 **"Memorandum of Understanding in Development of the Government-to-Government**
20 **Relationship Between the Tohono O'odham Nation and the 56th Fighter Wing at Luke**
21 **Air Force Base" substantially in the form attached hereto, and authorizes the**
22 **Chairman of the Nation to sign it on behalf of the Nation.**

23 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11TH Day**
24 **of OCTOBER, 2001 at a meeting at which a quorum was present with a vote of 2,001.4 FOR; -0-**
25 **AGAINST; 416.1 NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by**
26 **Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono**
27 **O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
28 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**
29 **Stat. 984).**
30

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Rita A. Martinez for

Rita A. Martinez, Legislative Chairwoman

16th day of October, 2001

ATTEST:

Julianna Saraficio for

Julianna Saraficio, Acting Legislative Secretary

11th day of October, 2001.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 16th day of October, 2001 at 1:35 o'clock, P.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

Rita A. Martinez for

Rita A. Martinez, Legislative Chairwoman

APPROVED

on the 17 day of October, 2001

DISAPPROVED

at 9:50 o'clock, A.M.

Edward D. Manuel

EDWARD D. MANUEL, Chairman

TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 17 day of

October, 2001, at 11:41 o'clock, A.M.

Julianna Saraficio for

Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING A MEMORANDUM OF UNDERSTANDING IN DEVELOPMENT OF THE GOVERNMENT-TO-GOVERNMENT RELATIONSHIP BETWEEN THE TOHONO O'ODHAM NATION AND THE 56TH FIGHTER WING, LUKE AIR FORCE BASE

MOVED: COUNCILWOMAN FERN SALCIDO

SECOND: COUNCILMAN ALEX RAMON

DATE: OCTOBER 11, 2001

| DISTRICT | LEGISLATIVE REPRESENTATIVES | # OF VOTES | FOR | AGAINST | NOT VOTING | ABSENT |
|-----------------------------|---|----------------|----------------|------------|--------------|-------------|
| BABOQUIVARI 317.7 | 1. FRANCES MIGUEL () | 158.85 | X | | | X |
| | 2. FRANCES G. ANTONE (Lucilda Norris-Valenzuela) | 158.85 | X | | | |
| CHUKUT KUK 248.1 | 1. KENNETH WILLIAMS (Juanita Homer) | 124.05 | X | | | |
| | 2. DAVID GARCIA (Mary Audrey Juan) | 124.05 | X | | | |
| GU ACHI 230.7 | 1. CAMILLUS LOPEZ** () | 115.35 | X | | | |
| | 2. ALEX J. RAMON (Jerome Joaquin) | 115.35 | X | | | |
| GU VO 188.3 | 1. FERN SALCIDO () | 94.15 | X | | | |
| | 2. EMILIO LEWIS (Michael Flores) | 94.15 | X | | | |
| HICKIWAN 167.3 | 1. SHIRLEY MOLINA () | 83.65 | X | | | |
| | 2. SANDRA ORTEGA () | 83.65 | X | | | |
| PISINEMO 174.7 | 1. BARBARA SALVICIO (Alex Antone) | 87.35 | X | | | |
| | 2. PATRICIA CRUZ (Johnson Jose) | 87.35 | X | | | |
| SAN LUCY 160.7 | 1. ALBERT MANUEL, JR. (John W. Lawson, Sr.) | 80.35 | X | | | |
| | 2. GLORIA RAMIREZ () | 80.35 | X | | | X |
| SAN XAVIER 184.7 | 1. TONY BURRELL () | 92.35 | X | | | X |
| | 2. DENNIS RAMON () | 92.35 | X | | | |
| SCHUK TOAK 144.5 | 1. MARY FLORES () | 72.25 | X | | | 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 MARTINEZ (Nicholas Jose) | 92.35 | X | | | |
| TOTAL | | 2,417.5 | 2,001.4 | -0- | 416.1 | [04] |

**PASSED VOTES