

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Tohono O'odham Utility Authority Comobabi Community Wastewater
System Right-of-Way, Schuk Toak District, Tohono O'odham Nation)**

RESOLUTION NO. 02-022

- 1 **WHEREAS, by Resolution No. 08-70 the Nation established the Papago Tribal Utility Authority,**
2 **now known as Tohono O'odham Utility Authority (TOUA) for purposes of constructing,**
3 **maintaining and operating various utility systems within the Nation to be owned**
4 **wholly by the Nation; and**
- 5 **WHEREAS, the Tohono O'odham Legislative Council on 10 December 1990 did pass Resolution**
6 **No. 447-90 (Amending the Restated Plan of Operation of the Tohono O'odham Utility**
7 **Authority) and Resolution No. 91-175 (Adopting Second Restated Plan of Operation for**
8 **the Tohono O'odham Utility Authority) which requires the Authority to submit for**
9 **prior review and approval of the Legislative Council and each affected District any**
10 **proposed utility easement; and**
- 11 **WHEREAS, TOUA requests permission for a Right-of-Way to construct a Wastewater System and**
12 **related facilities to serve the community of Comobabi, Schuk Toak District, Tohono**
13 **O'odham Nation; and**
- 14 **WHEREAS, TOUA has respectfully submitted all documents and pertinent information (attached**
15 **hereto and incorporated herein by reference) for uses consistent with the authorized**
16 **purposes of TOUA; and**
- 17 **WHEREAS, the Comobabi Wastewater System and related facilities will be of substantial benefit**
18 **to the community of Comobabi, Schuk Toak District, the Tohono O'odham Nation and**
19 **their respective members; and**
- 20 **WHEREAS, the Schuk Toak District Council approved the requested Right-of-Way on 18**
21 **December 2001 by its Resolution No. S.T. 10-18-01-82; and**
- 22 **WHEREAS, on 08 October 2001, the Natural Resources Committee reviewed the proposed Right-**
23 **of-Way and recommends approval thereof by the Tohono O'odham Legislative**
24 **Council.**
- 25 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby**
26 **approve the Right-of-Way as requested by TOUA for the Comobabi Wastewater System**
27 **and related facilities in the location (as more fully described in the attached map and**
28 **legal description) and construction by TOUA or its designated subsidiaries for uses**
29 **consistent with the authorized purposes of TOUA.**

RESOLUTION NO. 02-022

**(Approving Tohono O'odham Utility Authority Comobabi Community Wastewater System Right-of-Way, Schuk Toak District, Tohono O'odham Nation)
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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 10TH Day of JANUARY 2002 at a meeting at which a quorum was present with a vote of 2,018.15 FOR; 94.15 AGAINST; 160.7 NOT VOTING; and 144.5 [10] ABSENT, pursuant to the powers vested in the Council by Section 1 (c)(2) & (i)(2) 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


Rita A. Martinez, Legislative Chairwoman

14th day of January, 2002

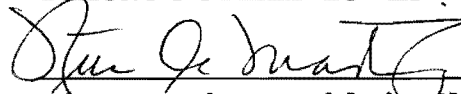
ATTEST:


Julianna Saraficio, Acting Legislative Secretary

10th day of January, 2002.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 14th day of January, 2002 at 5:06 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, Legislative Chairwoman

APPROVED

on the 15th day of January, 2002

DISAPPROVED

at 1:48 o'clock, P.M.



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

RESOLUTION NO. 02-022

(Approving Tohono O'odham Utility Authority Comobabi Community Wastewater System Right-of-Way, Schuk Toak District, Tohono O'odham Nation)

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Returned to the Legislative Secretary on the 15 day of

January, 20 02, at 2:05 o'clock, P.M.

Julianna Saraficio for
Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING TOHONO O'ODHAM UTILITY AUTHORITY COMOBABI COMMUNITY WASTEWATER SYSTEM RIGHT-OF-WAY, SCHUK TOAK DISTRICT, TOHONO O'ODHAM NATION

MOVED: COUNCILMAN DAVID GARCIA

SECOND: COUNCILWOMAN SANDRA ORTEGA

DATE: JANUARY 10, 2002

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 317.7	1. FRANCES MIGUEL ()	158.85	X			
	2. FRANCES G. ANTONE (Lucilda Norris-Valenzuela)	158.85	X			X
CHUKUT KUK 248.1	1. KENNETH WILLIAMS (Juanita Homer)	124.05	X			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			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			X
SAN LUCY 160.7	1. ALBERT MANUEL, JR. (John W. Lawson, Sr.)	80.35			X	X
	2. GLORIA RAMIREZ ()	80.35			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
	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			X
SIF OIDAK 184.7	1. ISIDRO LOPEZ ()	92.35	X			
	2. RITA MARTINEZ (Nicholas Jose)	92.35	X			X
TOTAL		2,417.5	2,018.15	94.15	160.7	144.5 [10]

****PASSED VOTES**